

EIGHTY-THIRD DAY
(Monday, May 29, 1995)

The Senate met at 12:00 noon pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brown, Cain, Ellis, Gallegos, Galloway, Harris, Haywood, Henderson, Leedom, Lucio, Luna, Madla, Moncrief, Montford, Nelson, Nixon, Patterson, Ratliff, Rosson, Shapiro, Sibley, Sims, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

A quorum was announced present.

Senate Chaplain, the Reverend John R. Pitts, St. Matthew's Episcopal Church, Austin, offered the invocation as follows:

Heavenly Father, we come to this day thankful to You for Your many blessings, for the gift You have given us of one another, for the gift You have given us of leadership—for this Senate provides leadership to this great state. We thank You for Bob Bullock, for Betty King, their staffs, the pages, and those that have assisted us in the Senate offices and in each Senator's office. Without their assistance and Your's, this session would not have been effective.

Today we are reminded of those who by their individual courage defended the independence and freedom we love and enjoy this day. May their deeds and their memory be honored this day.

So, Father, we come to the end, which is truly a beginning. Watch over each of us as we return home. Keep us close to You as we continue to be of service to You. May this session be remembered as the one that met the challenges and overcame the obstacles, and all because of You. Amen.

On motion of Senator Truan and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

RECOGNITION OF SENATE CHAPLAIN

Senator Moncrief was recognized and, on behalf of the Senate, expressed thanks to the Senate Chaplain, the Reverend John R. Pitts, for his prayers and the performance of his duties during the 74th Legislative Session.

CAPITOL PHYSICIAN

Senator Henderson was recognized and presented Dr. C. T. Hu of Spring as the "Doctor for the Day."

The Senate welcomed Dr. Hu and thanked him for his participation in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians.

RECOGNITION OF CAPITOL SECURITY OFFICERS

Senator Barrientos was recognized and, on behalf of the Senate, expressed thanks and appreciation to the capitol security officers in the performance of their duties during the 74th Legislative Session.

GUEST PRESENTED

Senator Sibley was recognized and introduced to the Senate his son, Jonathan.

The Senate welcomed Jonathan.

SENATE RESOLUTION 1140

Senator Shapiro offered the following resolution:

WHEREAS, The Senate of the State of Texas takes great pride in recognizing Lance Armstrong, a member of the Motorola Cycling Team, on his spectacular victory in the 1995 Tour DuPont race in Greensboro, North Carolina, and on his excellent cycling career; and

WHEREAS, At the age of 23, Lance Armstrong has already established an exceptional professional cycling career in only a two-year time period; he has won the 1993 World and United States Pro Championships, a Tour de France stage, and 11 other race events; and

WHEREAS, A former triathlete who became the United States national triathlon sprint champion at 17, Lance began cycling full time five years ago, and in 1993, at the age of 21, he became the second youngest rider to win the World Championships and one of the youngest to win a stage of the Tour de France; and

WHEREAS, He also captured the top prize ever offered in pro cycling in a three-race sweep of the Thrift Drug Triple Crown of Racing, which concluded with the United States Professional Road Race Championship; and

WHEREAS, A star athlete who now has a remarkable record, Lance Armstrong placed first in the 1994 Tour DuPont, Overall, and first in the 1994 Thrift Drug Classic, before heading into his 1995 races; and

WHEREAS, By crossing the line of the 1995 Tour DuPont this May, he scored the best stage race victory of his career, taking overall victory in a race he had dreamed of winning for three years; and

WHEREAS, Through his victory, Lance garnered the King of the Mountain competition and became the second American to win the nation's race and became the record-holder for the highest number of podium appearances in the DuPont race—at the age of 23, he made 13 appearances; and

WHEREAS, The Tour DuPont is the most prestigious cycling race in the United States and entails a 12-day journey through five of the country's mid-Atlantic states; the ride is a grueling combination of time trials, mountainous corrections, and sprints; and

WHEREAS, After sprinting up the steep Mountain Lake climb and winning the fourth stage, Lance did not surrender the rest of the race; he

tied the DuPont record for the most stage wins and set a new course record of 56'32" for the Roanoke time trial; and

WHEREAS, A fearless racer with extraordinary stamina, Lance Armstrong, raised in Plano and now living and training in Austin, is an exceptional individual who works hard at the sport he loves, and his outstanding accomplishments are a source of much pride and joy to the citizens of Texas and to citizens across the country; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 74th Legislature, hereby commend Lance Armstrong on his remarkable professional cycling career and extend congratulations to him on his 1995 Tour DuPont victory; and, be it further

RESOLVED, That a copy of this Resolution be prepared for him as an expression of esteem from the Texas Senate.

SHAPIRO
BARRIENTOS

The resolution was read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Barrientos, the resolution was adopted by a viva voce vote.

GUEST PRESENTED

Senator Shapiro, joined by Senator Barrientos, was recognized and introduced to the Senate Lance Armstrong.

The Senate welcomed its guest.

(Senator Truan in Chair)

(President in Chair)

SENATE RESOLUTION 1183

Senator Brown offered the following resolution:

WHEREAS, The Senate of the State of Texas takes pride in recognizing Julia Marie Lightner Johnson who is retiring from her position as administrative assistant for Senator Buster Brown after 40 years of loyal service with the Texas Legislature; and

WHEREAS, Julia began working for the House of Representatives in the 63rd Legislative Session in 1955 for State Representative George S. Berry (D) of Lubbock; her successful career includes working as an administrative assistant for Representative Bob Hendricks (D) of McKinney, Representative Wilson Foreman (D) of Austin, Senator Frank Lombardino (D) of San Antonio from 1975 through 1978, Senator Carlos Truan (D) of Corpus Christi from 1979 through 1981, Representative George Pierce (R) of San Antonio from 1981 through 1984, and Senator Buster Brown (R) of Lake Jackson from 1984 to the present; and

WHEREAS, During her tenure with the legislature, Mrs. Johnson's responsibilities have been far-reaching and have typically included such tasks as refining office procedures, scheduling, planning, and executing functions hosted by the legislators, briefing office staff, and handling the various needs of constituents; and

WHEREAS, A beloved and admired employee, Julia is perhaps most famous for her skillful orchestration of Senator Brown's renowned sine die sing-a-long parties and for her inimitable ability to compose unique lyrics to traditional Christmas carols; and

WHEREAS, Better known to her friends and family as "Lightning Bug," Julia is equipped with a wonderful sense of humor, an innate propensity to burst forth with song, and an unbelievably detailed memory for the many jokes she shares with others; and

WHEREAS, A woman of varied interests and talents, she is a seriously accomplished vocalist and a devout Christian who enjoys singing with her church choir; she is music director at Saint Charles Catholic Church near the family's weekend lake house; and

WHEREAS, A longtime community leader, Julia Johnson has contributed greatly to the betterment of the Clear Lake area, and the Clear Lake Area Chamber of Commerce wishes to thank her for her many years of service, assistance, and support; she has also served as vice-president of the Texas Parent-Teacher Association and as the organization's president at the local and district levels; and

WHEREAS, Throughout her successful career, Julia has enjoyed the love and support of her husband, William S. Johnson, her children, Billy, Teresa, and Joanne, and her five grandchildren, Justin, Ethan, Rachel, Allan, and Matthew; and

WHEREAS, Julia is a welcome wellspring of information relating to earlier days at the Capitol; the first session she worked was in 1955, and she remembers that the House provided typists with only one sheet of carbon paper at a time and made certain it was totally worn before issuing another; in those days, you went to work at 12 noon on the first day of the session, and your job ended at midnight on the 140th day; your office was a table for your typewriter and a two-drawer filing cabinet located on the back halls of the second and third west floors of the Capitol; secretaries opened mail and took dictation at a chair next to the members' chairs on the House floor; telephone messages were taken by the switchboard and given by hand to the members for them to return at a telephone bank; and

WHEREAS, Julia Johnson will be greatly missed, yet her engaging personality and intriguing reminiscences have left indelible impressions that will continue to be treasured by staff and legislators; and

WHEREAS, Over the years, Julia Johnson's assistance to Texas legislators has been priceless, and through her ever-present charm, grace, warmth, and dignity, she has won the respect and the hearts of all who have worked with her; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 74th Legislature, hereby pay tribute to Julia Johnson for her many years of dedication to the

Texas House of Representatives and the Texas Senate and extend to her best wishes for the retirement years ahead; and, be it further

RESOLVED, That a copy of this Resolution be prepared for her as an expression of esteem from the Texas Senate.

The resolution was again read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

The resolution was previously adopted on Wednesday, May 24, 1995.

GUEST PRESENTED

Senator Brown was recognized and introduced to the Senate Julia Marie Lightner Johnson.

The Senate welcomed its guest.

(Senator Truan in Chair)

(President in Chair)

SENATE RESOLUTION 1219

Senator Montford offered the following resolution:

WHEREAS, The Senate of the State of Texas takes pleasure in recognizing Glenna Irene Lane on the occasion of her retirement in August, 1995, after a decade of meritorious and distinguished service on the staff of Senator John Montford; and

WHEREAS, Since January, 1985, Mrs. Lane has served with diligence and ability; she has set a high standard of professionalism inspiring others by her loyalty, dependability, and exemplary conduct; and

WHEREAS, A native of San Angelo, Glenna grew up in Waco where she was an honor graduate of Waco High School; she attended Baylor University and graduated with honors from Texas Tech University with a bachelor of science degree in education and a master of education degree specializing in guidance and counseling; and

WHEREAS, After working three years for the United States Air Force, Glenna Lane taught in public schools at the elementary and junior high levels for 20 years; she participated in numerous seminars and workshops on various education and health issues at both state and national levels; she shared her knowledge with others in her field by conducting many classes and workshops for teachers and serving on several textbook and curriculum committees; and

WHEREAS, Supported throughout her career by her family, she is the wife of Eddie Lemond Lane, the mother of two daughters, and the grandmother of five grandchildren; and

WHEREAS, Glenna Lane has been active in professional and community organizations and has made notable contributions to local, state, and national groups; she has served on the board of directors of the Young

Women's Christian Association, as education coordinator for United Way of Lubbock, president of the Lubbock Educators Association, Camp Fire leader, and public school coordinator for the Lubbock Arts Festival; and

WHEREAS, A life member of the Texas State Teachers Association, Glenna is a member of the Texas Classroom Teachers Association, Phi Delta Kappa, Women in Government, and Hyde Park Baptist Church where she is a Sunday school teacher and department director; her exceptional record of public service is truly worthy of legislative recognition; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 74th Legislature, hereby commend Glenna Lane for her lifetime of valuable accomplishments and extend best wishes to her for a most rewarding and enjoyable retirement; and, be it further

RESOLVED, That a copy of this Resolution be prepared for her as an expression of the high esteem and appreciation of the Texas Senate.

The resolution was read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

The resolution was previously adopted on Thursday, May 25, 1995.

GUEST PRESENTED

Senator Montford was recognized and introduced to the Senate Glenna Irene Lane.

The Senate welcomed its guest.

(Senator Truan in Chair)

(President in Chair)

SENATE RESOLUTION 1220

Senator Montford offered the following resolution:

WHEREAS, The Legislative Budget Board and the Senate Finance Committee will sorely miss the wisdom and expertise of Jerry Sander who is retiring in August, 1995; and

WHEREAS, Born in Taylor, Texas, she grew to adulthood there and graduated with honors from Taylor High School; she married Harold Sander, and together they provided a loving home for their son, Russell; and

WHEREAS, Jerry took time out of her career to stay home and be a full-time wife and mother from 1967 to 1975; she reentered the working world in January, 1975, to work for the Legislative Budget Board, where she was hired to assist the Senate Finance Clerk; and

WHEREAS, During the legislative sessions since 1977, Jerry Sander has served as Committee Clerk for the Senate Finance Committee under Senator A. M. Aiken, Jr., Senator Grant Jones, Senator Kent Caperton, and Senator John T. Montford; she also served as recording secretary for the Legislative Audit Committee and the Legislative Reference Library; and

WHEREAS, Her diligence in the performance of her duties was exemplary and she progressed in her job from secretary to staff assistant to the Legislative Budget Board; in that position, she assisted with meetings of the Legislative Budget Board and eventually was assigned as recording secretary to the Legislative Budget Board; and

WHEREAS, During the interims, this talented lady applied her skills to working for the Legislative Budget Board; she worked with three different directors until she was permanently assigned to the Senate Finance Committee in August, 1994; and

WHEREAS, Characteristics of her tenure in her various positions have been competence, responsiveness, and commitment; noted for her friendliness, honesty, and integrity, Jerry has earned the respect and admiration of her colleagues; and

WHEREAS, A vital and active member of her community, she has always been prepared to help out with community projects; she is a former member of the Round Rock Volunteer Fire Department Auxiliary and a member of the Texas State Agency Business Administrators Association and served as Legislative Budget Board coordinator for the United Way and the American Heart Association; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 74th Legislature, hereby commend and applaud the career of service of Jerry Sander and congratulate her on her retirement; and, be it further

RESOLVED, That a copy of this Resolution be prepared for her as an expression of the highest regard and esteem of the Texas Senate.

The resolution was read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

The resolution was previously adopted on Thursday, May 25, 1995.

GUESTS PRESENTED

Senator Montford was recognized and introduced to the Senate Jerry Sander and her husband, Harold; their son, Russell; their grandson, Justin; and her mother, Pauline Sorenson.

The Senate welcomed its guests.

SENATE CONCURRENT RESOLUTION 179

Senator Montford offered the following resolution:

WHEREAS, Jim Oliver retired as director of the Legislative Budget Board in April 1994, drawing to a close a distinguished tenure with the board that spanned more than two decades; and

WHEREAS, A native Texan, he was born on July 18, 1935, in the community of Caldwell where he completed his secondary education at Caldwell High School; following his graduation, Mr. Oliver furthered his studies at The University of Texas at Austin, earning a bachelor's degree in business administration in 1958; and

WHEREAS, He began his outstanding service with the state in 1960 when he was hired by the Legislative Budget Board (LBB) as a budget examiner; over the course of the next seven years, he established an excellent reputation within the legislative community for his considerable knowledge and leadership ability, qualities that earned him the post of assistant director in 1967; and

WHEREAS, Called on by Governor Preston Smith in 1969 to join his staff, Mr. Oliver served as director of the Governor's Budget Office and as administrative assistant for program development in the executive office before returning to the LBB in 1973 to resume his duties as assistant director; and

WHEREAS, Named director of the board in September 1982, this accomplished gentleman made significant contributions to the budgetary process in this state as head of the LBB for more than a decade, during which time he set high standards of professionalism, integrity, and excellence to which others may aspire; and

WHEREAS, A recognized authority in his field, Mr. Oliver shared his expertise at the national level as well through his service on the executive committees of the National Association of Legislative Fiscal Officers and the National Conference of State Legislatures and as president of the Western States Legislative Fiscal Officers Association; and

WHEREAS, Today, the State of Texas continues to benefit from the extensive experience of this fine man, for he has served as senior budget advisor to Governor George W. Bush since the governor's election to office; and

WHEREAS, At this time, it gives the members of the legislature great pleasure to recognize Jim Oliver for his valuable contributions to the State of Texas; now, therefore, be it

RESOLVED, That the 74th Legislature of the State of Texas hereby express appreciation to Jim Oliver for his exceptional tenure as director of the Legislative Budget Board and commend him for his many years of service to the Lone Star State; and, be it further

RESOLVED, That an official copy of this resolution be prepared for Mr. Oliver as an expression of highest regard by the Legislature of the State of Texas.

The resolution was read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Montford and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.

GUEST PRESENTED

Senator Montford was recognized and introduced to the Senate Jim Oliver.

The Senate welcomed its guest.

CONCLUSION OF MORNING CALL

The President at 1:10 p.m. announced the conclusion of morning call.

**ELECTION OF PRESIDENT PRO TEMPORE AD INTERIM
SEVENTY-FOURTH LEGISLATURE**

The President announced the time had arrived for the election of the President Pro Tempore Ad Interim as the next order of business.

Senator Montford nominated Senator Ken Armbrister of Victoria as President Pro Tempore Ad Interim of the 74th Legislature.

Senators Zaffirini, Barrientos, Sibley, Lucio, Bivins, Moncrief, Turner, Ratliff, Ellis, Whitmire, Leedom, Harris, Wentworth, Rosson, Gallegos, Sims, and Truan seconded the nomination.

On motion of Senator Truan and by unanimous consent, Senator Armbrister was elected President Pro Tempore Ad Interim by acclamation.

The President appointed the following Escort Committee to escort Senator Armbrister to the President's rostrum: Senators Montford, Lucio, Ellis, Rosson, Bivins, and Sibley.

(Senator Truan in Chair)

**OATH OF OFFICE ADMINISTERED TO
PRESIDENT PRO TEMPORE AD INTERIM**

Senator Truan, Dean of the Senate, administered the Oath of Office to Senator Armbrister as follows:

I, Ken Armbrister, do solemnly swear and affirm, that I will faithfully execute the duties of President Pro Tempore of the Senate, that I will, to the best of my ability, preserve, protect, and defend the laws of this state and of the United States, so help me God.

REMARKS BY SENATOR ARMBRISTER

On motion of Senator Leedom and by unanimous consent, Senator Armbrister's remarks were reduced to writing and printed in the Senate Journal as follows:

Each of you who has held this honored office would come by and say, "You know, it is really a neat tradition; it is something that hopefully you all will get to do. You do not really have the feeling of what it is about, until you sit there and listen to your colleagues. You are wondering if, in fact, they are talking about you. As far as the comments about quick study and knowledge on subjects, my family back home usually refers to me as Cliffie Clavin.

Back in my old police days we went through a lot of different situations and training and education. One of the areas that we were taught about in hostage situations—and I guess you could say

that we are all somewhat hostages by our own making—there is a lot of concern and worry about the actual hostages, their psychological feelings on their particular situation at the time. But one truism that comes out in those situations is that they unite together as one, not as individuals, but as one body or a group of bodies with one mind-set. They are stronger for the experience in most cases if, fortunately, they survive.

Each year that we come into session, I have remembered that, because we do work under a lot of adversity. But we are going through it together, and we become one body that we refer to as the Texas Senate.

My dad used to tell me that anybody you meet has something to help you become smarter about life in this world we live in. That has rung true in my ears every session I serve. We each bring a life experience base, an educational base, an ethnic base, an age base, here for these 140 days. I guess you can say, yeah, I used you. But I would hope that you have used me, so as one body in adversity, we have worked together on issues, whether we agreed or not. We can learn from each other and be stronger and more knowledgeable. We can answer the call that the President of this body gave to each one of us on the first day—to be able to look in the mirror at the end of 140 days and say, "What have I done for my state, and did I do the best that I possibly could for Texas?" To paraphrase our President, may God bless all of you, and may God bless Texas. Thank you.

AT EASE

Senator Truan at 1:58 p.m. announced the Senate would stand At Ease pending the departure of its guests.

IN LEGISLATIVE SESSION

The President at 2:32 p.m. called the Senate to order as In Legislative Session.

GUEST PRESENTED

The President introduced His Excellency, the Honorable George W. Bush, who briefly addressed the Senate.

HOUSE CONCURRENT RESOLUTION 223

The President laid before the Senate the following resolution:

H.C.R. 223, Honoring Chelsi Smith of Deer Park, who was named Miss Universe 1995 at the annual Miss Universe Pageant held May 12, 1995, in Windhoek, Namibia.

PATTERSON

The resolution was again read.

The resolution was previously adopted on Friday, May 26, 1995.

GUEST PRESENTED

Senator Patterson was recognized and introduced to the Senate Miss Universe, Chelsi Smith.

The Senate welcomed its guest.

(Senator Truan in Chair)

(President in Chair)

GUESTS PRESENTED

Senator Brown was recognized and introduced to the Senate Courtney Culver, 1995 Miss Teenage Texas, accompanied by her parents, Judge and Mrs. Thomas R. Culver III of Fort Bend County.

The Senate welcomed its guests.

(Senator Truan in Chair)

(President in Chair)

**SENATE CONCURRENT RESOLUTION 106
WITH HOUSE AMENDMENT**

Senator Wentworth called **S.C.R. 106** from the President's table for consideration of the House amendment to the resolution.

The President laid the resolution and the House amendment before the Senate.

Amendment

Amend **S.C.R. 106** by substituting in lieu thereof the following:

CONCURRENT RESOLUTION

WHEREAS, Harbert Construction Company alleges that:

(1) it entered into three separate contracts with the Texas Department of Criminal Justice to construct 1,000 bed prisons located in Hondo, Lamesa, and Pampa (known as the "Hondo Project," the "Lamesa Project," and the "Pampa Project");

(2) it has performed all of its obligations under the terms of the contracts;

(3) the department's deficient management, lack of coordination and constructive acceleration of the projects required Harbert Construction Company to hire additional employees on the Hondo Project and the Lamesa Project;

(4) the department's actions required Harbert Construction Company to incur extended overhead costs on the projects;

(5) Harbert Construction Company had to make changes in the scope of the contract because of drawing errors discovered in the contract;

(6) the department wrongfully withheld liquidated damages on the projects;

(7) due to the department withholding payment, a mechanical subcontractor on the Hondo Project has made a claim and several other subcontractors have experienced serious losses;

(8) it is entitled to just compensation, including interest, due to the department's failure to make prompt payment, as provided by Subchapter B, Chapter 2251, Government Code;

(9) Harbert Construction Company and the Texas Department of Criminal Justice have attempted to resolve these conflicts and disputes by a dispute resolution agreement; and

(10) it has timely presented the claims and is entitled to damages, including damages for acceleration costs, additional supervision and overhead costs, claim preparation costs, withheld liquidated damages, changes in the scope of the contract, subcontractor claims, and interest; now, therefore, be it

RESOLVED by the Legislature of the State of Texas, That Harbert Construction Company is granted permission to sue the State of Texas and the Texas Department of Criminal Justice subject to Chapter 107, Civil Practice and Remedies Code; and, be it further

RESOLVED, That the suit authorized by this resolution shall be brought in Travis County, except that if each contract that is the subject of the suit requires that the suit be brought in another county the suit may be brought in that county; and, be it further

RESOLVED, That the total of all damages awarded in the suit authorized by this resolution, including any court costs, attorney's fees, and prejudgment interest awarded under law, may not exceed \$1 million, that Harbert Construction Company may not plead an amount in excess of that amount in a suit authorized by this resolution, and that this is the total amount that may be recovered with respect to the contracts that are the subject of this resolution in all actions brought with respect to those contracts; and, be it further

RESOLVED, That payment of any damages awarded in a suit authorized by this section from the state treasury is subject to appropriation; and, be it further

RESOLVED, That it is the intent of the 74th Legislature of the State of Texas that, if any damages are awarded in a suit authorized by this resolution, the damages be paid from money appropriated to or otherwise available to the Texas Department of Criminal Justice and that additional money should not be appropriated for the purpose of paying these damages; and, be it further

RESOLVED, That the remedies available to Harbert Construction Company in the suit authorized by this resolution are limited to the remedies traditionally available for breach of contract, except that Harbert Construction Company may not recover consequential damages resulting from any breach of contract, and that this resolution does not authorize suit on any claim that sounds in tort; and, be it further

RESOLVED, That Harbert Construction Company and the Texas Department of Criminal Justice may agree to submit the matter that is the subject of this resolution to binding arbitration; and, be it further

RESOLVED, That the provisions of this resolution are not severable, and if any provision of this resolution is finally held to be invalid by a court of competent jurisdiction, the remaining provisions are also invalid

and this resolution has no force or effect and no suit is authorized by this resolution; and, be it further

RESOLVED, That the executive director of the Texas Department of Criminal Justice be served process as provided by Section 107.002(a)(3), Civil Practice and Remedies Code.

The amendment was read.

On motion of Senator Wentworth and by unanimous consent, the Senate concurred in the House amendment to **S.C.R. 106** by a viva voce vote.

SENATE BILL 1049 WITH HOUSE AMENDMENTS

Senator Whitmire called **S.B. 1049** from the President's table for consideration of the House amendments to the bill.

The President laid the bill and the House amendments before the Senate.

Floor Amendment No. 1 on Third Reading

Amend **S.B. 1049**, on third reading, in SECTION 1 of the bill, in proposed Section 56.48(a), Code of Criminal Procedure, on page 23, line 12, after the comma delete "the injury or death occurred" and substitute the following "in the county where the injury or death occurred or in a district court of Travis County.

Floor Amendment No. 3 on Third Reading

Amend **S.B. 1049** on third reading as follows:

On page 5, line 11, between "occurred" and the period, insert "and who is related by consanguinity or affinity to the victim".

The amendments were read.

On motion of Senator Whitmire and by unanimous consent, the Senate concurred in the House amendments to **S.B. 1049** by a viva voce vote.

HOUSE CONCURRENT RESOLUTION 235

The President laid before the Senate the following resolution:

H.C.R. 235, Instructing the House enrolling clerk to make technical corrections to **H.B. 1697**.

BARRIENTOS

The resolution was read.

On motion of Senator Barrientos and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

SENATE CONCURRENT RESOLUTION 180

Senator Armbrister offered the following resolution:

WHEREAS, **H.B. 3189** has been adopted by the house of representatives and the senate; and

WHEREAS, The bill contains a typographical error that should be corrected; now, therefore, be it

RESOLVED, That the enrolling clerk of the house of representatives be hereby instructed to make the following correction:

In Section 1 of the bill, in added Section 1.092(15), Chapter 626, Acts of the 73rd Legislature, Regular Session, 1993, strike "Houghson" and substitute "Hughson".

The resolution was read.

On motion of Senator Armbrister and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL 1483 ADOPTED

Senator Cain called from the President's table the Conference Committee Report on **H.B. 1483**. The Conference Committee Report was filed with the Senate on Saturday, May 27, 1995.

On motion of Senator Cain, the Conference Committee Report was adopted by a viva voce vote.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL 1770 ADOPTED

Senator Ellis called from the President's table the Conference Committee Report on **H.B. 1770**. The Conference Committee Report was filed with the Senate on Saturday, May 27, 1995.

On motion of Senator Ellis, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL 2256 ADOPTED

Senator Madla called from the President's table the Conference Committee Report on **H.B. 2256**. The Conference Committee Report was filed with the Senate on Saturday, May 27, 1995.

On motion of Senator Madla, the Conference Committee Report was adopted by a viva voce vote.

MESSAGE FROM THE HOUSE

House Chamber
May 29, 1995

Mr. President: I am directed by the House to inform the Senate that the House has passed the following:

S.C.R. 175, Honoring Dr. Kenneth D. Thomas.

S.C.R. 179, Honoring Jim Oliver for his contributions to the state.

H.C.R. 246, Authorizing the House enrolling clerk to make certain corrections to **H.B. 1718**.

H.C.R. 248, Instructing the enrolling clerk of the House to make corrections in **H.B. 369**.

H.C.R. 249, Instructing the enrolling clerk of the House to make corrections in **H.B. 2843**.

H.C.R. 250, Instructing the enrolling clerk of the House to make corrections in **H.B. 1419**.

H.C.R. 251, Instructing the enrolling clerk of the House to make corrections in **H.B. 1367**.

H.C.R. 252, Instructing the enrolling clerk of the House to make corrections to **H.B. 3021**.

H.C.R. 253, Instructing the enrolling clerk of the House to make corrections in **H.B. 1483**.

Respectfully,

Cynthia Gerhardt, Chief Clerk
House of Representatives

BILLS AND RESOLUTIONS SIGNED

The President announced the signing of the following enrolled bills and resolutions in the presence of the Senate after the captions had been read:

S.C.R. 41	S.B. 336	S.B. 752	S.B. 1365
S.C.R. 52	S.B. 345	S.B. 789	S.B. 1375
S.C.R. 53	S.B. 349	S.B. 814	S.B. 1388
S.C.R. 78	S.B. 373	S.B. 840	S.B. 1396
S.C.R. 80	S.B. 374	S.B. 885	S.B. 1407
S.C.R. 93	S.B. 421	S.B. 913	S.B. 1428
S.C.R. 104	S.B. 494	S.B. 964	S.B. 1445
S.C.R. 105	S.B. 550	S.B. 1013	S.B. 1453
S.C.R. 150	S.B. 569	S.B. 1044	S.B. 1485
S.C.R. 165	S.B. 628	S.B. 1128	S.B. 1487
S.C.R. 177	S.B. 646	S.B. 1190	S.B. 1502
S.C.R. 178	S.B. 647	S.B. 1227	S.B. 1509
S.J.R. 51	S.B. 667	S.B. 1231	S.B. 1513
S.B. 1	S.B. 673	S.B. 1232	S.B. 1542
S.B. 15	S.B. 675	S.B. 1260	S.B. 1545
S.B. 68	S.B. 680	S.B. 1295	S.B. 1619
S.B. 103	S.B. 695	S.B. 1302	S.B. 1646
S.B. 169	S.B. 699	S.B. 1303	S.B. 1675
S.B. 172	S.B. 739	S.B. 1334	S.B. 1683
S.B. 242	S.B. 744	S.B. 1349	S.B. 281
S.B. 261	S.B. 748	S.B. 1360	
S.B. 776	(Signed subject to Art. III, Sec. 49a of the Constitution)		

**CONFERENCE COMMITTEE REPORT ON
HOUSE BILL 1593 ADOPTED**

Senator Brown called from the President's table the Conference Committee Report on **H.B. 1593**. The Conference Committee Report was filed with the Senate on Saturday, May 27, 1995.

On motion of Senator Brown, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON
HOUSE BILL 943 ADOPTED**

Senator Gallegos called from the President's table the Conference Committee Report on **H.B. 943**. The Conference Committee Report was filed with the Senate on Saturday, May 27, 1995.

On motion of Senator Gallegos, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

(Senator Lucio in Chair)

**CONFERENCE COMMITTEE REPORT ON
SENATE BILL 1546 ADOPTED**

Senator Bivins called from the President's table the Conference Committee Report on **S.B. 1546**. The Conference Committee Report was filed with the Senate on Saturday, May 27, 1995.

On motion of Senator Bivins, the Conference Committee Report was adopted by a viva voce vote.

RECORD OF VOTES

Senators Gallegos and Truan asked to be recorded as voting "Nay" on the adoption of the Conference Committee Report on **S.B. 1546**.

HOUSE CONCURRENT RESOLUTION 250

The Presiding Officer laid before the Senate the following resolution:

H.C.R. 250, Instructing the House enrolling clerk to make technical corrections in **H.B. 1419**.

CAIN

The resolution was read.

On motion of Senator Cain and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

HOUSE CONCURRENT RESOLUTION 253

The Presiding Officer laid before the Senate the following resolution:

H.C.R. 253, Instructing the House enrolling clerk to make technical corrections in **H.B. 1483**.

CAIN

The resolution was read.

On motion of Senator Cain and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

RESOLUTION WITHDRAWN FROM COMMITTEE

On motion of Senator Brown and by unanimous consent, **H.C.R. 173** was withdrawn from the Committee on Natural Resources.

HOUSE CONCURRENT RESOLUTION 173

The Presiding Officer laid before the Senate the following resolution:

H.C.R. 173, Urging the United States Congress to extend to noncorporate farmers, entities, and individuals the Internal Revenue Code tax incentive for charitable donations.

BROWN

The resolution was read.

On motion of Senator Brown and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

HOUSE CONCURRENT RESOLUTION 252

The Presiding Officer laid before the Senate the following resolution:

H.C.R. 252, Instructing the House enrolling clerk to make technical corrections in **H.B. 3021**.

CAIN

The resolution was read.

On motion of Senator Cain and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

HOUSE CONCURRENT RESOLUTION 248

The Presiding Officer laid before the Senate the following resolution:

H.C.R. 248, Instructing the House enrolling clerk to make technical corrections in **H.B. 369**.

PATTERSON

The resolution was read.

On motion of Senator Patterson and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

HOUSE CONCURRENT RESOLUTION 246

The Presiding Officer laid before the Senate the following resolution:

H.C.R. 246, Instructing the House enrolling clerk to make technical corrections in **H.B. 1718**.

WENTWORTH

The resolution was read.

On motion of Senator Wentworth and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

BILLS AND RESOLUTION SIGNED

The Presiding Officer announced the signing of the following enrolled bills and resolution in the presence of the Senate after the captions had been read:

H.B. 179	H.B. 1086	H.B. 1924	H.B. 2898
H.B. 327	H.B. 1214	H.B. 2133	H.B. 3040
H.B. 467	H.B. 1620	H.B. 2614	H.B. 3119
H.B. 1001	H.B. 1728	H.B. 2696	H.B. 3231
H.B. 1031	H.B. 1876	H.B. 2839	H.B. 3189
H.C.R. 238			

RECESS

On motion of Senator Truan, the Senate at 3:22 p.m. recessed until 3:45 p.m. today.

AFTER RECESS

The Senate met at 3:45 p.m. and was called to order by the President.

MESSAGE FROM THE HOUSE

House Chamber
May 29, 1995

Mr. President: I am directed by the House to inform the Senate that the House has passed the following:

S.C.R. 164, Declaring Rains County the Eagle Capital of Texas.

S.C.R. 167, Congratulating the O. Henry Museum on its 18th Annual World Championship Pun-Off.

S.C.R. 168, In memory of Trooper Timothy Wade McDermott.

Respectfully,

Cynthia Gerhardt, Chief Clerk
House of Representatives

SENATE RESOLUTION 1329 (Caucus Report)

Senator Truan offered the following resolution:

Honorable Bob Bullock
President of the Senate
Austin, Texas

Sir:

At a caucus held on May 29, 1995, and attended by 30 Members of the Senate, the following recommendations were made, to wit:

BE IT RESOLVED by the Senate, That:

The Lieutenant Governor may employ such employees as are necessary for the operation of his office from the closing of this session and until the convening of the next session, and in addition thereto, he and the Secretary of the Senate shall be furnished postage, telegraph, telephone, express, and all other expenses incident to their respective offices.

The Secretary of the Senate shall be retained during the interval between adjournment of this session and the convening of the next session of the Legislature. The Secretary of the Senate may employ such employees as are necessary for the operation of her office and to perform duties as may be required in connection with the business of the state from the closing of this session and until the convening of the next session. The following elected officers of the 74th Legislature shall serve for the interval between adjournment of this session and the convening of the next session of the Legislature, at the will of the Senate:

Calendar Clerk - Pat Rodgers

Doorkeeper - James Morris

Enrolling Clerk - Patsy Spaw

Journal Clerk - Dianne Arrington

Sergeant-at-Arms - Carleton Turner

All employees and elected officers of the Senate shall operate under the direct supervision of the Secretary of the Senate during the interim.

The Administration Chairman is authorized to retain a sufficient number of staff employees to conclude the work of the Enrolling Clerk, Calendar Clerk, Journal Clerk, and Sergeant-at-Arms. The Committee on Administration shall establish the salaries to be paid the Senate staff.

The Chairman of the Senate Committee on Administration is hereby authorized and directed to cause the Senate Chamber to be placed in order and to purchase such supplies and to make all such repairs and improvement as are necessary between the adjournment of this session and the convening of the next session of the Legislature and make an inventory of all furniture and fixtures in the Senate Chamber and in the private offices of the Members, as well as of the supplies and equipment on hand in the Purchasing and Supply Department and close his books for the Regular Session of the 74th Legislature. No equipment shall be acquired on a rental/purchase plan unless such equipment be placed on the Senate inventory at the termination of such plan. He shall also examine records and accounts payable out of the Contingent Expense Fund as shall be necessary properly to approve all claims and accounts against the Senate, and no claim or account shall be paid without his consent and approval, and he and any member of the Administration Committee shall be entitled to receive his actual and necessary expenses incurred during the interim; and, be it further

RESOLVED, That there shall be printed 325 volumes of the Senate Journal of the Regular Session of the 74th Legislature; when complete 250 copies shall be bound in buckram and delivered to the Secretary of the Senate; one volume thus bound shall be forwarded by the Secretary of

the Senate to each Member of the Senate, the Lieutenant Governor, and to each Member of the House of Representatives on request. The printing of such journals shall be done in accordance with the provisions of this Resolution under the supervision of the Chairman of the Committee on Administration; provided, further, that it shall be the duty of said chairman to refuse to receive or receipt for said Senate Journals until corrected and published in accordance with the preexisting law as finally approved by the Chairman of the Committee on Administration of the Senate. When the accounts have been certified by the Chairman of the Committee on Administration of the Senate, said accounts shall be paid out of the Contingent Expense Fund of the 74th Legislature; and, be it further

RESOLVED, That all salaries and expenses herein authorized to be incurred and paid for shall be paid out of the per diem and Contingent Expense Fund of the 74th Legislature as follows: The Senate shall request the State Comptroller of Public Accounts to issue general revenue warrants for payment of the employees of the Lieutenant Governor's office, the Lieutenant Governor, Members of the Senate, employees of the Senate committees, and employees of the Senate, except as provided in Section 301.030, Government Code, upon presentation of the payroll account signed by the Chairman of the Administration Committee and the Secretary of the Senate; and for the payment of materials, supplies, and expenses of the Senate, including travel expenses for Members and employees, upon vouchers signed by the Chairman of the Senate Committee on Administration and the Secretary of the Senate; and, be it further

RESOLVED, That in furtherance of the legislative duties and responsibilities of the Senate, the Administration Committee is hereby authorized and directed to charge to the individual Member's office budget as hereinafter authorized: (1) reimbursement of all actual expenses incurred by the Members when traveling in performance of such duties and responsibilities or incident thereto; and (2) payment of all other reasonable and necessary expenses for the operation of the office of the individual Senator during any period the Legislature is not in session. Expenditures for these services by the Administration Committee as hereby authorized as an expense of the Senate shall not be restricted to Austin but may be incurred in individual senatorial districts. Such expenses shall be paid from funds appropriated for the use of the Senate on vouchers approved by the Chairman of the Administration Committee and the Secretary of the Senate in accordance with regulations governing such expenditures; and, be it further

RESOLVED, That each Senator shall be permitted to employ secretarial and other office staff and for intrastate travel expenses for staff employees a payroll of \$25,000 per month. This amount shall be reduced by 1.26 percent to reflect the across the board cut adopted in the General Appropriations Act so that the amount shall be \$24,685 per month. Any unexpended portion of this amount may be carried forward from month to month until the end of the fiscal year. Other expenses, including travel expenses or other reasonable and necessary expenses incurred in the

furtherance and performance of legislative duties or in operation of the Member's office or incident thereto, shall be provided in addition to the maximum salary authorized; and, be it further

RESOLVED, That the Secretary of the Senate is authorized to order reimbursement for legislative expenses consistent with this resolution and the establishment by the Ethics Commission of per diem rates; and, be it further

RESOLVED, That any Member of the Senate and the Lieutenant Governor shall be eligible to receive such reimbursement as may be due on application of the Member or the Lieutenant Governor to the Secretary of the Senate; and, be it further

RESOLVED, That, on the application of a Member of the Senate or the Lieutenant Governor, the applicant shall be entitled to reimbursement for legislative expenses for each legislative day; and, be it further

RESOLVED, That a legislative day include each day of a regular or special session of the Legislature, including any day the Legislature was not in session for a period of four consecutive days or less, and all days the Legislature is not in session if the Senator or Lieutenant Governor attends a meeting of a joint, special, or legislative committee as evidenced by the official record of the body, and each day, limited to 10 days per month, the Senator or the Lieutenant Governor, including those living within a 50-mile radius, is otherwise engaged in legislative business in Travis County as evidenced by claims submitted to the Chairman of the Senate Committee on Administration; and, be it further

RESOLVED, That in order to accrue vacation leave, compensatory/overtime leave, or sick leave, employees of Members must file monthly time sheets with the Senate Personnel Office by the 10th of the month following the month in which work was performed. Employees of Members and committees must use compensatory/overtime accrued in a given month by the end of the same month of the following year. Compensatory/overtime accrued prior to January 1, 1995, will not be carried forward after January 1, 1996. No compensatory/overtime will be paid at either the end of the fiscal year or at an employee's termination; and, be it further

RESOLVED, That the Lieutenant Governor shall have the authority to appoint any Member of the Senate, the Secretary of the Senate, or other Senate employee to attend meetings of the National Conference of State Legislatures and other similar meetings. Necessary and actual expenses are hereby authorized upon the approval of the Chairman of the Administration Committee and the Secretary of the Senate. The Lieutenant Governor shall have the authority to designate a Member of the Senate to represent the Senate at ceremonies and ceremonial functions. Necessary expenses for performance of these duties and for necessary staff are hereby authorized to be paid pursuant to a budget approved by the Administration Committee; and, be it further

RESOLVED, That each of the standing committees and subcommittees of the Senate of the 74th Legislature be authorized to continue to meet at such times and places during the interim as determined by such committees

and subcommittees and to hold hearings, recommend legislation, and perform research on matters directed either by Resolution, the Lieutenant Governor, or as determined by majority vote of each committee. Each continuing committee and subcommittee shall continue to function under the rules adopted during the legislative session where applicable. Expenses for the operation of these committees and subcommittees are hereby authorized to be paid pursuant to a budget prepared by each committee and approved by the Administration Committee; and, be it further

RESOLVED, That the operating expenses of this committee shall be paid from the Contingent Expense Fund of the Senate, and the committee members shall be reimbursed for their actual expenses incurred in carrying out the duties of the committee; and, be it further

RESOLVED, That any Members not returning for the 75th Legislature will vacate their Senate offices by December 15, 1996; and, be it further

RESOLVED, That no employee of the Senate shall during the time he or she is employed furnish to any person, firm, or corporation any information other than general information furnished the public pertaining to the Senate, and they shall not without permission receive any compensation from any person, firm, or corporation during their employment by the Senate, and any employee found guilty of violating this provision shall be immediately discharged; and, be it further

RESOLVED, That the Secretary of the Senate is specifically directed not to permit the removal of any of the property of the Senate from the Senate Chamber or the rooms of the Senate except as authorized by the Chairman of the Administration Committee.

Respectfully submitted,

CARLOS F. TRUAN
Chairman of the Caucus

JOHN M. LEEDOM
Secretary of the Caucus

The resolution was read and was adopted by a viva voce vote.

RECOGNITION OF SENATE CENTRAL STAFF

Senator Truan was recognized and introduced the following Senate central staff department heads and Senate floor personnel:

Journal Clerk Dianne Arrington, assistant Linda Hopkins; Calendar Clerk Pat Rodgers, assistants Kay Hughes and Linda Tubbs; Status Board Operator Tracy Snowden; Sergeant-at-Arms Carleton Turner; Doorkeeper James Morris; Engrossing and Enrolling Clerk Patsy Spaw; Director of Media Services Katherine Staat; Committee Coordinator Julie Ius; Assistant Secretary of the Senate Peggy Brinkman; Director of Staff Services Pat Gersbach; Director of the Copy Center Willis Littlefield; Auditor Bill Berry; Payroll Officer Joyce Pesl; Personnel Director Glenn Shankle; Postmaster Harold Sander; Publications and Printing Director Robert Gomez; Porter Supervisor Eddie Harris; Purchasing and Supply Director Kenzie Arnold; Research Director Julia Rathgeber; Support Services

Director Michael Campbell; and Members' Lounge staff, Jimmie Gooden, Charles Neal, Connie Swearingen, Ann Stevens, Carmen Almaguer, Thomas Hayes, and John Brown.

The Senate expressed its appreciation and thanks.

SENATE RESOLUTION 1313

Senator Montford offered the following resolution:

WHEREAS, Subchapter B, Chapter 301, Government Code, authorizes each house of the legislature to create a general investigating committee having the powers described therein; now, therefore, be it

RESOLVED by the Senate of the State of Texas, 74th Legislature, That Article XV, Rules of the Senate, 74th Legislature, be amended by adding Rule 15.06 to read as follows:

EXECUTIVE SESSION AND RECORDS OF COMMITTEE

Rule 15.06. (a) The General Investigating Committee may meet in executive session when ordered by a majority vote of the membership of that committee.

(b) Notwithstanding any other provision of these rules, records of the General Investigating Committee pertaining to a matter are not subject to public inspection or disclosure while the matter is being investigated by the committee or by another governmental entity.

The resolution was read and was adopted by a viva voce vote.

GUESTS PRESENTED

Senator Montford was recognized and introduced to the Senate his daughter, Mindy, and his future son-in-law, William Brewster McCracken.

The Senate welcomed its guests.

SENATE RESOLUTION 1337

Senator Harris offered the following resolution:

WHEREAS, One of the most daunting jobs during a legislative session is that of parliamentarian, as it requires tact, diplomacy, and a tremendous amount of knowledge about parliamentary procedure and house and senate rules; and

WHEREAS, It is with great pleasure that the Texas Senate honors Steve Dial for the superlative job he has done as Senate Parliamentarian during the 74th Legislative Session; and

WHEREAS, Called upon to serve as parliamentarian at a troubling time and with big shoes to fill, Steve adroitly stepped in and handled a Herculean task with ability and aplomb; and

WHEREAS, His unflappable manner and gentle demeanor and his formidable intelligence and mastery of Senate procedure were a great asset; and

WHEREAS, Few can argue with the difficult rulings he has made with thought and care; and

WHEREAS, Since joining the Senate staff for four years in 1982 as a research information specialist, Steve gained an impressive command of legislative procedure; returning to the Senate on July 1, 1988, Steve served

as parliamentarian during the 72nd Session before being named executive assistant to Lieutenant Governor Bill Hobby; and

RESOLVED, That the Senate of the State of Texas, 74th Legislature, hereby commend Steve Dial for the yeoman service he performed during the past three months, with best wishes for needed rest and relaxation; and, be it further

RESOLVED, That a copy of this Resolution be prepared for Steve an an expression of highest regard from the Texas Senate.

The resolution was read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Harris, the resolution was adopted by a rising vote of the Senate.

(Senator Truan in Chair)

GUESTS PRESENTED

Senator Wentworth was recognized and introduced to the Senate his wife, Karla, and sons, Jason and Matthew.

The Senate welcomed its guests.

HOUSE CONCURRENT RESOLUTION 251

The Presiding Officer laid before the Senate the following resolution:

H.C.R. 251, Instructing the House enrolling clerk to make technical corrections in **H.B. 1367**.

ELLIS

The resolution was read.

On motion of Senator Ellis and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

(Senator Sibley in Chair)

GUEST PRESENTED

Senator Montford was recognized and introduced to the Senate United States Congressman Greg Laughlin.

The Senate welcomed Congressman Laughlin.

**MOTION TO ADOPT
CONFERENCE COMMITTEE REPORT ON
HOUSE BILL 2349**

Senator Armbrister called from the President's table the Conference Committee Report on **H.B. 2349**. The Conference Committee Report was filed with the Senate on Saturday, May 27, 1995.

Senator Armbrister moved to adopt the Conference Committee Report on **H.B. 2349**.

Senator Truan offered a substitute motion to recommit **H.B. 2349** to conference committee.

Senator Truan was then recognized to speak on the Conference Committee Report on **H.B. 2349**.

(President in Chair)

Question—Shall **H.B. 2349** be recommitted to conference committee?

MOTION TO ADJOURN SINE DIE

Senator Henderson at 5:33 p.m. moved that the Senate of the 74th Legislature, Regular Session, adjourn sine die upon completion of administrative duties.

MOTION IN WRITING

Senator Truan offered the following Motion in Writing:

Mr. President:

I move that the President be authorized to appoint a committee of five (5) Members to notify the Governor and the House of Representatives that the Senate has completed its labors and is ready to adjourn sine die.

TRUAN

The Motion in Writing was read and was adopted by a viva voce vote.

Accordingly, the President appointed the following Committee to Notify the Governor and the House of Representatives: Senators Barrientos, Montford, Brown, Henderson, and Ellis.

BILLS AND RESOLUTIONS SIGNED

The President announced the signing of the following enrolled bills and resolutions in the presence of the Senate after the captions had been read:

S.C.R. 106	H.C.R. 192	H.B. 546	H.B. 1770
S.C.R. 164	H.C.R. 193	H.B. 576	H.B. 1810
S.C.R. 167	H.C.R. 196	H.B. 713	H.B. 1826
S.C.R. 168	H.C.R. 203	H.B. 752	H.B. 2027
S.C.R. 175	H.C.R. 217	H.B. 788	H.B. 2256
S.C.R. 179	H.C.R. 235	H.B. 814	H.B. 2294
S.B. 14	H.C.R. 236	H.B. 943	H.B. 2508
S.B. 1049	H.C.R. 239	H.B. 958	H.B. 2550
S.B. 1546	H.C.R. 240	H.B. 982	H.B. 2569
H.C.R. 250	H.C.R. 241	H.B. 1013	H.B. 2726
H.C.R. 251	H.C.R. 242	H.B. 1367	H.B. 2754
H.C.R. 252	H.C.R. 243	H.B. 1379	H.B. 2758
H.C.R. 253	H.C.R. 244	H.B. 1419	H.B. 2766
H.J.R. 80	H.C.R. 245	H.B. 1433	H.B. 2861

H.C.R. 28	H.C.R. 246	H.B. 1483	H.B. 3003
H.C.R. 29	H.C.R. 248	H.B. 1541	H.B. 3021
H.C.R. 153	H.B. 52	H.B. 1593	H.B. 3073
H.C.R. 164	H.B. 369	H.B. 1662	H.B. 3082
H.C.R. 173	H.B. 418	H.B. 1697	H.B. 3101
H.C.R. 184	H.B. 466	H.B. 1718	H.B. 3235

MEMORIAL RESOLUTIONS

S.R. 1316 - By Montford: In memory of Rene Ruth Stewart of Sterling City.

S.R. 1324 - By Luna: In memory of Santos Garibay Garcia of San Antonio.

S.R. 1339 - By Henderson, Shapiro: In memory of Dr. William Sands Harris of Dallas.

H.C.R. 164 - (Lucio): Honoring the memory of Marine Corporal Harlon Block of Weslaco.

H.C.R. 193 - (Nelson): In memory of H. L. "Hub" King.

H.C.R. 236 - (Shapiro): In memory of Robert David Gordon, Jr., of North Texas.

WELCOME AND CONGRATULATORY RESOLUTIONS

S.C.R. 176 - By Barrientos: Authorizing the State Preservation Board to plant a tree on the Capitol grounds commemorating the 30th anniversary of the Foster Grandparent Program.

S.R. 1248 - By Nelson: Recognizing Donald H. Sheffield for his 31 years of service on the Carrollton-Farmers Branch Independent School District Board.

S.R. 1266 - By Haywood: Recognizing Cryovac of Iowa Park, Texas, on the occasion of its 20th anniversary.

S.R. 1309 - By Wentworth, Armbrister: Commending the Honorable A. W. Moursund of Round Mountain for his years of service as general counsel of Pedernales Electric Cooperative, Incorporated.

S.R. 1311 - By Haywood: Congratulating the winners of the University Interscholastic League state competition from the Rule Independent School District.

S.R. 1317 - By Ellis: Recognizing the newly elected president of the Harris County AFL-CIO, E. Dale Wortham.

S.R. 1318 - By Ellis: Commending Richard C. Shaw for his service on behalf of the AFL-CIO and the citizens of Harris County.

S.R. 1319 - By Ellis: Recognizing Donald A. Horn on the occasion of his retirement after 30 years of service as Secretary-Treasurer of the Harris County AFL-CIO.

S.R. 1320 - By Ellis: Commending Jaramogi Abebe Agyeman, founder and Holy Patriarch of the Pan-Orthodox Christian Church in Houston.

S.R. 1321 - By Lucio: Recognizing the Honorable Raul Longoria for his contributions to education, community development, and the administration of justice.

S.R. 1322 - By Cain: Congratulating Mr. and Mrs. Thomas Stroud of Honey Grove on their 50th wedding anniversary.

S.R. 1323 - By Cain: Congratulating Mr. and Mrs. L. B. Morris of Bonham on their 45th wedding anniversary.

S.R. 1325 - By Lucio: Recognizing Camille Meyer of Austin on the occasion of her birthday.

S.R. 1326 - By Cain: Congratulating Mr. and Mrs. Audra Lamm of Greenville on their 60th wedding anniversary.

S.R. 1327 - By Zaffirini: Commending the accomplishments of the Texas Committee for the Humanities.

S.R. 1328 - By Leedom: Welcoming KOJO, a California-based design and manufacturing company, to their new facility in Dallas.

S.R. 1330 - By Bivins: Recognizing Michelle Dragoo on achieving the Girl Scout Gold Award given by the Permian Basin Girl Scout Council.

S.R. 1331 - By Bivins: Recognizing Jodi Fulfer on achieving the Girl Scout Gold Award given by the Permian Basin Girl Scout Council.

S.R. 1332 - By Bivins: Recognizing Courtney Heinemann on achieving the Girl Scout Gold Award given by the Permian Basin Girl Scout Council.

S.R. 1333 - By Bivins: Recognizing Laura Vaden on achieving the Girl Scout Gold Award given by the Permian Basin Girl Scout Council.

S.R. 1334 - By Bivins: Recognizing Tamarie Hawkins on achieving the Girl Scout Gold Award given by the Permian Basin Girl Scout Council.

S.R. 1335 - By Bivins: Recognizing Michelle Long on achieving the Girl Scout Gold Award given by the Permian Basin Girl Scout Council.

S.R. 1336 - By Bivins: Recognizing Darby Basham on achieving the Girl Scout Gold Award given by the Permian Basin Girl Scout Council.

S.R. 1338 - By Lucio: Congratulating Jane M. Walker of Brownsville on receiving the Education Award from the National Arbor Day Foundation.

S.R. 1340 - By Truan: Paying tribute to the Honorable Bill Sims of Paint Rock.

S.R. 1341 - By Nixon: Congratulating Michelle Lynn Taff on the occasion of her graduation from Klein High School.

S.R. 1342 - By Zaffirini: Recognizing Andres S. Rodriguez of Laredo as the Honorary Spanish Poet Laureate of Texas.

S.R. 1343 - By Moncrief: Recognizing the Honorable Donald R. Walker of Forest Hill on the occasion of his retirement after 20 years of public service.

H.C.R. 153 - (Sibley): Commemorating the 150th anniversary of the chartering of Baylor University.

H.C.R. 184 - (Ratliff): Honoring Dr. Leslie Kilby Green of Texarkana on the occasion of his retirement as pastor of Central Christian Church.

H.C.R. 196 - (Armbrister): Recognizing Mayor Ted B. Reed of Victoria on the occasion of his retirement.

H.C.R. 203 - (Haywood): Designating August 7-13, 1995, as Municipal Courts Week in Texas.

H.C.R. 217 - (Montford): Honoring the Gold Award recipients of the Permian Basin Girl Scout Council.

H.C.R. 243 - (West): Honoring the sponsors of the Buffalo Soldier Heritage Program and authorizing the Texas Juvenile Probation Commission to assist in its establishment and continuation.

ADJOURNMENT SINE DIE

The President announced that the hour for final adjournment of the Regular Session of the 74th Legislature had arrived and, in accordance with a previously adopted motion, declared the Regular Session of the 74th Legislature adjourned sine die at 11:59 p.m.

APPENDIX

SIGNED BY GOVERNOR

(May 26, 1995)

H.B. 1611 (Effective July 1, 1995)

H.B. 2128 (Effective September 1, 1995)

(May 27, 1995)

S.B. 532 (Effective immediately)

S.B. 1228 (Effective September 1, 1995)

S.B. 1617 (Effective September 1, 1995)

H.B. 94 (Effective September 1, 1995)

H.B. 654 (Effective September 1, 1995)

H.B. 795 (Effective immediately)

H.B. 1157 (Effective September 1, 1995)

H.B. 1226 (Effective September 1, 1995)

H.B. 1271 (Effective September 1, 1995)

H.B. 1505 (Effective September 1, 1995)

H.B. 2020 (Effective August 28, 1995)

H.B. 2093 (Effective August 28, 1995)

H.B. 2182 (Effective September 1, 1995)

H.B. 2283 (Effective September 1, 1995,
except Sections 33, 34, and
35, effective immediately)

H.B. 2507 (Effective immediately)

H.B. 3116 (Effective immediately)

(May 29, 1995)

S.B. 42 (Effective September 1, 1995)

S.B. 44 (Effective September 1, 1995)

S.B. 45 (Effective September 1, 1995)

S.B. 46 (Effective immediately)

S.B. 47 (Effective September 1, 1995)

S.B. 48 (Effective September 1, 1995)

S.B. 80 (Effective immediately)

S.B. 81 (Effective September 1, 1995)

S.B. 111 (Effective September 1, 1995)

S.B. 149 (Effective September 1, 1995)

S.B. 267 (Effective September 1, 1995)

H.B. 172 (Effective September 1, 1995)

SENT TO COMPTROLLER

(May 29, 1995)

H.B. 3050

SENT TO SECRETARY OF STATE

(May 30, 1995)

S.J.R. 1

S.J.R. 46

S.J.R. 51

S.C.R. 141

H.J.R. 80

SENT TO GOVERNOR

(May 30, 1995)

S.B. 1	S.B. 675	S.B. 1303	S.B. 421	S.C.R. 150
S.B. 68	S.B. 680	S.B. 1334	S.B. 699	S.C.R. 165
S.B. 103	S.B. 695	S.B. 1349	S.B. 744	S.C.R. 177
S.B. 169	S.B. 739	S.B. 1360	S.B. 913	S.C.R. 178
S.B. 242	S.B. 748	S.B. 1365	S.B. 1013	S.C.R. 52
S.B. 261	S.B. 752	S.B. 1375	S.B. 1049	S.C.R. 53
S.B. 281	S.B. 789	S.B. 1388	S.B. 1128	S.C.R. 93
S.B. 336	S.B. 814	S.B. 1407	S.B. 1295	S.C.R. 104
S.B. 349	S.B. 885	S.B. 1428	S.B. 1396	S.C.R. 105
S.B. 373	S.B. 1044	S.B. 1453	S.B. 1513	S.C.R. 106
S.B. 374	S.B. 1190	S.B. 1485	S.B. 1546	S.C.R. 164
S.B. 494	S.B. 1227	S.B. 1487	S.B. 1646	S.C.R. 167
S.B. 569	S.B. 1231	S.B. 1545	S.C.R. 41	S.C.R. 168
S.B. 628	S.B. 1232	S.B. 1619	S.C.R. 78	S.C.R. 175
S.B. 646	S.B. 1260	S.B. 1675	S.C.R. 80	S.C.R. 179
S.B. 647	S.B. 1302	S.B. 14		

SIGNED BY GOVERNOR

(May 30, 1995)

S.B. 1 (Effective immediately,
except Section 132.002(a)(13),
Education Code, effective
September 1, 1995)

SENT TO COMPTROLLER

(May 30, 1995)

H.B. 982

(May 31, 1995)

S.B. 776**SIGNED BY GOVERNOR**

(May 31, 1995)

S.C.R. 15

H.B. 327 (Effective January 1, 1996,
except Section 99 of the Act,
effective September 1, 1995.
Section 52.028, Family Code,
as added by this Act; Sections
341.904, 351.903, and
370.002, Local Government
Code, as added by this Act;
the chapter heading of
Chapter 370, Local
Government Code, as
amended by this Act; Chapter
55, Family Code, as amended
by this Act; and Section
61.077, Human Resources
Code, as amended by this
Act, effective immediately)

H.B. 3189 (Effective August 26, 1995)**SENT TO GOVERNOR**

(June 1, 1995)

S.B. 15	S.B. 964
S.B. 172	S.B. 1379
S.B. 345	S.B. 1445
S.B. 407	S.B. 1502
S.B. 550	S.B. 1509
S.B. 667	S.B. 1542
S.B. 673	S.B. 1683
S.B. 840	

SIGNED BY GOVERNOR

(June 1, 1995)

H.B. 1433 (Effective September 1, 1996)

SENT TO GOVERNOR

(June 2, 1995)

S.B. 776**SIGNED BY GOVERNOR**

(June 5, 1995)

S.C.R. 104**S.B. 776** (Effective September 1, 1995,
except Section 1 of the Act,
effective immediately)**S.B. 21** (Effective immediately)**S.B. 59** (Effective August 28, 1995)**S.B. 146** (Effective immediately)**S.B. 187** (Effective September 1, 1995)**S.B. 237** (Effective immediately)**S.B. 251** (Effective September 1, 1995)**S.B. 258** (Effective September 1, 1995)**S.B. 264** (Effective September 1, 1995)**S.B. 271** (Effective September 1, 1995)**S.B. 286** (Effective September 1, 1995)**S.B. 375** (Effective August 28, 1995)**S.B. 391** (Effective immediately)**S.B. 393** (Effective September 1, 1995)**S.B. 542** (Effective immediately)**S.B. 605** (Effective immediately)**S.B. 641** (Effective September 1, 1995)**S.B. 686** (Effective September 1, 1995)**S.B. 768** (Effective immediately)**S.B. 774** (Effective September 1, 1995)**S.B. 831** (Effective immediately)**S.B. 882** (Effective immediately)**S.B. 916** (Effective immediately)**S.B. 938** (Effective August 28, 1995)**S.B. 980** (Effective September 1, 1995)**S.B. 988** (Effective September 1, 1995)**S.B. 1067** (Effective August 28, 1995)**S.B. 1146** (Effective immediately)**S.B. 1150** (Effective September 1, 1995)**S.B. 1223** (Effective August 28, 1995)**S.B. 1282** (Effective August 28, 1995)**H.B. 27** (Effective August 28, 1995)**H.B. 321** (Effective September 1, 1995)**H.B. 366** (Effective January 1, 1996,
pending passage of
constitutional amendment)**H.B. 384** (Effective September 1, 1995)**H.B. 673** (Effective September 1, 1995)**H.B. 674** (Effective January 1, 1996)

- H.B. 686** (Effective on the passage of constitutional amendment)
H.B. 699 (Effective immediately)
H.B. 949 (Effective immediately)
H.B. 1111 (Effective September 1, 1995)
H.B. 1136 (Effective September 1, 1995)
H.B. 1341 (Effective September 1, 1995)
H.B. 1399 (Effective September 1, 1995)
H.B. 1408 (Effective September 1, 1995)
H.B. 1583 (Effective July 1, 1995)
H.B. 1989 (Effective immediately)
H.B. 2015 (Effective August 28, 1995)
H.B. 2078 (Effective September 1, 1995)
H.B. 2278 (Effective immediately)
H.B. 2376 (Effective immediately)
H.B. 2505 (Effective January 1, 1996)
H.B. 2587 (Effective September 1, 1995)
H.B. 3122 (Effective immediately)

(June 7, 1995)

- S.C.R. 175**
S.B. 15 (Effective September 1, 1995, except Sections 1, 53, 60, and 61, effective January 1, 1996, and Section 71, effective September 1, 1997, pending Attorney General certification)
S.B. 440 (Effective September 1, 1995, pending Comptroller certification)
S.B. 840 (Effective September 1, 1995)
H.B. 2162 (Effective August 28, 1995, except Article 3, effective September 1, 1995)

H.C.R. 230

(June 8, 1995)

- S.B. 96** (Effective August 28, 1995)
S.B. 118 (Effective August 28, 1995)
S.B. 130 (Effective September 1, 1995, except Sections 1 and 5, effective September 1, 1996)
S.B. 209 (Effective September 1, 1995)
S.B. 219 (Effective immediately)
S.B. 221 (Effective immediately)
S.B. 240 (Effective August 28, 1995)
S.B. 346 (Effective September 1, 1995)

- S.B. 378 (Effective immediately, except Section 1, effective December 1, 1995)
- S.B. 478 (Effective immediately)
- S.B. 544 (Effective August 28, 1995)
- S.B. 598 (Effective September 1, 1995)
- S.B. 645 (Effective August 28, 1995)
- S.B. 651 (Effective September 1, 1995)
- S.B. 691 (Effective immediately)
- S.B. 702 (Effective September 1, 1995)
- S.B. 714 (Effective September 1, 1995)
- S.B. 750 (Effective immediately)
- S.B. 775 (Effective September 1, 1995)
- S.B. 793 (Effective September 1, 1995)
- S.B. 794 (Effective August 28, 1995)
- S.B. 888 (Effective immediately)
- S.B. 892 (Effective August 28, 1995)
- S.B. 921 (Effective immediately)
- S.B. 935 (Effective January 1, 1996)
- S.B. 942 (Effective August 28, 1995)
- S.B. 955 (Effective August 28, 1995)
- S.B. 979 (Effective September 1, 1995)
- S.B. 981 (Effective September 1, 1995)
- S.B. 982 (Effective September 1, 1995)
- S.B. 983 (Effective September 1, 1995)
- S.B. 1015 (Effective September 1, 1995)
- S.B. 1038 (Effective August 28, 1995)
- S.B. 1061 (Effective September 1, 1995)
- S.B. 1062 (Effective August 28, 1995)
- S.B. 1139 (Effective immediately)
- S.B. 1173 (Effective immediately)
- S.B. 1198 (Effective August 28, 1995)
- S.B. 1278 (Effective September 1, 1995)
- S.B. 1438 (Effective August 28, 1995)
- S.B. 1491 (Effective immediately)
- S.B. 1515 (Effective August 28, 1995)
- S.B. 1585 (Effective August 28, 1995)
- S.B. 1604 (Effective September 1, 1995)
- S.B. 1622 (Effective August 28, 1995)
- S.B. 1654 (Effective September 1, 1996, pending passage of constitutional amendment)
- S.B. 1693 (Effective immediately)
- H.B. 29 (Effective August 28, 1995)
- H.B. 344 (Effective immediately)
- H.B. 635 (Effective immediately)
- H.B. 670 (Effective August 28, 1995)
- H.B. 865 (Effective August 28, 1995)

- H.B. 941 (Effective immediately)
H.B. 1227 (Effective September 1, 1995)
H.B. 1320 (Effective September 1, 1995,
except Section 3 of the Act,
effective upon adoption of
constitutional amendment)
H.B. 1329 (Effective September 1, 1995)
H.B. 1343 (Effective immediately)
H.B. 1381 (Effective August 28, 1995)
H.B. 1422 (Effective immediately)
H.B. 1434 (Effective January 1, 1996)
H.B. 1559 (Effective August 28, 1995)
H.B. 1564 (Effective September 1, 1995)
H.B. 1567 (Effective immediately)
H.B. 1696 (Effective August 28, 1995)
H.B. 1745 (Effective August 28, 1995)
H.B. 1763 (Effective August 28, 1995)
H.B. 1824 (Effective immediately)
H.B. 1899 (Effective immediately)
H.B. 1914 (Effective September 1, 1995)
H.B. 1956 (Effective August 28, 1995)
H.B. 2021 (Effective immediately)
H.B. 2094 (Effective August 28, 1995)
H.B. 2151 (Effective September 1, 1995)
H.B. 2159 (Effective September 1, 1995)
H.B. 2176 (Effective immediately)
H.B. 2230 (Effective September 1, 1995)
H.B. 2314 (Effective August 28, 1995)
H.B. 2365 (Effective August 28, 1995)
H.B. 2387 (Effective September 1, 1995)
H.B. 2390 (Effective September 1, 1995)
H.B. 2459 (Effective September 1, 1995)
H.B. 2495 (Effective immediately)
H.B. 2599 (Effective September 1, 1995,
except Sections 2.01 and
4.02, effective March 1,
1996)
H.B. 2687 (Effective August 28, 1995)
H.B. 2842 (Effective August 28, 1995)
H.B. 3061 (Effective August 28, 1995)
H.B. 3062 (Effective August 28, 1995)
H.B. 3075 (Effective September 1, 1995)
H.B. 3171 (Effective August 28, 1995)
S.B. 49 (Effective September 1, 1995)
S.B. 161 (Effective August 28, 1995)
H.B. 347 (Effective immediately)
H.B. 668 (Effective September 1, 1995)
H.B. 1367 (Effective August 28, 1995)
H.B. 3226 (Effective immediately)

(June 9, 1995)

- S.B. 102** (Effective September 1, 1995, except Sections 1, 2, 4, and 5, effective December 1, 1995)
- S.B. 255** (Effective September 1, 1995)
- S.B. 372** (Effective September 1, 1995)
- S.B. 406** (Effective August 28, 1995)
- S.B. 489** (Effective January 1, 1996)
- S.B. 513** (Effective immediately)
- S.B. 570** (Effective September 1, 1995)
- S.B. 661** (Effective September 1, 1995)
- S.B. 810** (Effective September 1, 1995)
- S.B. 1128** (Effective immediately)
- S.B. 1347** (Effective August 28, 1995)
- S.B. 1384** (Effective immediately)
- S.B. 1410** (Effective September 1, 1995)
- S.B. 1446** (Effective immediately)
- S.B. 1470** (Effective August 28, 1995)
- S.B. 1477** (Effective September 1, 1995)
- S.B. 1479** (Effective August 28, 1995)
- S.B. 1504** (Effective September 1, 1995)
- S.B. 1551** (Effective August 28, 1995)
- S.B. 1620** (Effective August 28, 1995)
- S.B. 1645** (Effective August 28, 1995)
- H.B. 76** (Effective August 28, 1995)
- H.B. 160** (Effective immediately)
- H.B. 331** (Effective September 1, 1995)
- H.B. 496** (Effective September 1, 1995)
- H.B. 741** (Effective immediately)
- H.B. 1225** (Effective September 1, 1995)
- H.B. 1359** (Effective September 1, 1995)
- H.B. 1510** (Effective August 28, 1995)
- H.B. 1544** (Effective August 28, 1995)
- H.B. 1644** (Effective September 1, 1995)
- H.B. 1648** (Effective September 1, 1995)
- H.B. 1757** (Effective August 28, 1995)
- H.B. 1792** (Effective August 28, 1995)
- H.B. 1943** (Effective immediately)
- H.B. 2053** (Effective September 1, 1995)
- H.B. 2129** (Effective September 1, 1995)
- H.B. 2304** (Effective August 28, 1995)
- H.B. 2463** (Effective September 1, 1995)
- H.B. 2574** (Effective September 1, 1995)
- H.B. 2613** (Effective immediately)
- H.B. 2640** (Effective immediately)
- H.B. 2658** (Effective September 1, 1995)
- H.B. 2673** (Effective August 28, 1995)

H.B. 2747 (Effective August 28, 1995)
H.B. 2771 (Effective September 1, 1995)
H.B. 2926 (Effective August 28, 1995)
H.B. 3165 (Effective September 1, 1995)
H.B. 3188 (Effective September 1, 1995)
H.B. 3195 (Effective August 28, 1995)
H.B. 3198 (Effective immediately)
H.B. 3211 (Effective immediately)

(June 10, 1995)

H.B. 2187 (Effective immediately)

(June 12, 1995)

S.B. 14 (Effective September 1, 1995,
except Sections 2007.042 and
2007.043, Government Code,
as added by this Act,
effective January 1, 1996)
S.B. 428 (Effective immediately, except
Section 1, effective January 1,
1996)
S.B. 512 (Effective September 1, 1995)
S.B. 525 (Effective September 1, 1995)
S.B. 585 (Effective August 28, 1995)
S.B. 622 (Effective September 1, 1995)
S.B. 698 (Effective September 1, 1995)
S.B. 753 (Effective immediately)
S.B. 918 (Effective September 1, 1995)
S.B. 919 (Effective August 28, 1995)
S.B. 1063 (Effective September 1, 1995)
S.B. 1092 (Effective August 28, 1995)
S.B. 1179 (Effective September 1, 1995)
S.B. 1182 (Effective September 1, 1995)
S.B. 1262 (Effective September 1, 1995)
S.B. 1276 (Effective September 1, 1995)
S.B. 1280 (Effective immediately)
S.B. 1371 (Effective immediately)
S.B. 1414 (Effective August 28, 1995)
S.B. 1431 (Effective immediately)
S.B. 1437 (Effective August 28, 1995)
S.B. 1549 (Effective August 28, 1995)
S.B. 1601 (Effective August 28, 1995)
S.B. 1607 (Effective immediately)
S.B. 1632 (Effective August 28, 1995)
S.B. 1657 (Effective August 28, 1995)
S.B. 1691 (Effective August 28, 1995)
S.B. 1694 (Effective August 28, 1995)
S.B. 1695 (Effective immediately)

H.B. 457 (Effective August 28, 1995)
H.B. 742 (Effective August 28, 1995)
H.B. 828 (Effective August 28, 1995)
H.B. 1323 (Effective September 1, 1995)
H.B. 1366 (Effective September 1, 1995,
except Section 1, effective
October 1, 1995)
H.B. 1417 (Effective September 1, 1995)
H.B. 1481 (Effective September 1, 1995)
H.B. 1536 (Effective August 28, 1995)
H.B. 1537 (Effective August 28, 1995)
H.B. 1551 (Effective August 31, 1995)
H.B. 1605 (Effective immediately)
H.B. 1717 (Effective August 28, 1995)
H.B. 1882 (Effective August 28, 1995)
H.B. 2008 (Effective August 28, 1995)
H.B. 2012 (Effective August 28, 1995)
H.B. 2035 (Effective September 1, 1995)
H.B. 2069 (Effective September 1, 1995)
H.B. 2085 (Effective August 28, 1995)
H.B. 2133 (Effective September 1, 1995)
H.B. 2168 (Effective September 1, 1995)
H.B. 2661 (Effective immediately)
H.B. 3053 (Effective August 28, 1995)

(June 13, 1995)

S.B. 10 (Effective immediately)
S.B. 182 (Effective September 1, 1995)
S.B. 351 (Effective immediately)
S.B. 361 (Effective September 1, 1995)
S.B. 871 (Effective September 1, 1995)
S.B. 1020 (Effective August 28, 1995)
S.B. 1046 (Effective September 1, 1995)
S.B. 1076 (Effective immediately)
S.B. 1084 (Effective immediately)
S.B. 1129 (Effective immediately)
S.B. 1162 (Effective August 28, 1995)
S.B. 1177 (Effective September 1, 1995)
S.B. 1217 (Effective September 1, 1995)
S.B. 1222 (Effective August 28, 1995)
S.B. 1291 (Effective August 28, 1995)
S.B. 1301 (Effective August 28, 1995)
S.B. 1314 (Effective September 1, 1995)
S.B. 1337 (Effective September 1, 1995)
S.B. 1363 (Effective September 1, 1995)
S.B. 1435 (Effective September 1, 1995)
S.B. 1514 (Effective September 1, 1995)
S.B. 1554 (Effective September 1, 1995)

- S.B. 1628** (Effective August 28, 1995)
S.B. 1647 (Effective September 1, 1995)
S.B. 1670 (Effective September 1, 1995)
S.B. 1701 (Effective August 28, 1995)
H.B. 73 (Effective September 1, 1995)
H.B. 176 (Effective August 28, 1995)
H.B. 280 (Effective September 1, 1995)
H.B. 740 (Effective immediately)
H.B. 768 (Effective September 1, 1995)
H.B. 824 (Effective August 28, 1995)
H.B. 841 (Effective September 1, 1995)
H.B. 1385 (Effective immediately)
H.B. 1863 (Effective September 1, 1995, except a portion of Section 302.061, Family Code, effective July 1, 1995, and a portion of Section 4.01, effective September 1, 1997)
H.B. 2245 (Effective September 1, 1995)
- (June 14, 1995)
- S.B. 9** (Effective September 1, 1995, except Sections 75 and 77, effective August 31, 1995)
S.B. 39 (Effective September 1, 1995)
S.B. 89 (Effective September 1, 1995)
S.B. 123 (Effective immediately)
S.B. 124 (Effective immediately)
S.B. 126 (Effective immediately)
S.B. 129 (Effective immediately)
S.B. 131 (Effective September 1, 1995)
S.B. 134 (Effective September 1, 1995)
S.B. 135 (Effective September 1, 1995)
S.B. 206 (Effective September 1, 1995)
S.B. 223 (Effective August 28, 1995)
S.B. 224 (Effective September 1, 1995)
S.B. 225 (Effective August 28, 1995)
S.B. 243 (Effective January 1, 1996)
S.B. 283 (Effective September 1, 1995)
S.B. 284 (Effective immediately)
S.B. 390 (Effective August 28, 1995)
S.B. 400 (Effective September 1, 1995)
S.B. 437 (Effective immediately)
S.B. 443 (Effective immediately)
S.B. 519 (Effective September 1, 1995)
S.B. 553 (Effective September 1, 1995)
S.B. 560 (Effective immediately)
S.B. 563 (Effective August 28, 1995)

- S.B. 600 (Effective September 1, 1995)
 S.B. 602 (Effective September 1, 1995)
 S.B. 604 (Effective immediately)
 S.B. 609 (Effective September 1, 1995)
 S.B. 627 (Effective immediately)
 S.B. 636 (Effective August 28, 1995)
 S.B. 642 (Effective January 1, 1996,
 except Section 14, effective
 immediately)
 S.B. 706 (Effective September 1, 1995)
 S.B. 783 (Effective August 28, 1995)
 S.B. 993 (Effective August 28, 1995)
 S.B. 1059 (Effective August 28, 1995)
 S.B. 1090 (Effective September 1, 1995)
 S.B. 1135 (Effective September 1, 1995)
 S.B. 1231 (Effective August 28, 1995,
 except Section 8, effective
 September 1, 1995)
 S.B. 1261 (Effective August 28, 1995)
 S.B. 1439 (Effective September 1, 1995)
 S.B. 1443 (Effective September 1, 1995)
 S.B. 1512 (Effective September 1, 1995)
 S.B. 1530 (Effective September 1, 1995)
 S.B. 1674 (Effective immediately)
 S.B. 1688 (Effective September 1, 1995)
 S.B. 1709 (Effective August 28, 1995)
 S.C.R. 80
 H.B. 40 (Effective September 1, 1995)
 H.B. 43 (Effective immediately)
 H.B. 93 (Effective September 1, 1995)
 H.B. 170 (Effective January 1, 1996)
 H.B. 330 (Effective September 1, 1995)
 H.B. 340 (Effective September 1, 1995)
 H.B. 359 (Effective August 28, 1995)
 H.B. 553 (Effective September 1, 1995)
 H.B. 647 (Effective September 1, 1995)
 H.B. 677 (Effective immediately)
 H.B. 692 (Effective August 28, 1995)
 H.B. 775 (Effective August 28, 1995)
 H.B. 883 (Effective August 28, 1995)
 H.B. 984 (Effective September 1, 1995)
 H.B. 1023 (Effective September 1, 1995)
 H.B. 1053 (Effective September 1, 1995)
 H.B. 1127 (Effective August 28, 1995)
 H.B. 1180 (Effective August 28, 1995)
 H.B. 1195 (Effective August 28, 1995)
 H.B. 1200 (Effective September 1, 1995)
 H.B. 1243 (Effective September 1, 1995)

H.B. 1375 (Effective September 1, 1995)
H.B. 1405 (Effective August 28, 1995)
H.B. 1407 (Effective September 1, 1995)
H.B. 1441 (Effective August 28, 1995)
H.B. 1472 (Effective September 1, 1995)
H.B. 1479 (Effective August 28, 1995)
H.B. 1487 (Effective September 1, 1995)
H.B. 1491 (Effective immediately)
H.B. 1495 (Effective August 28, 1995)
H.B. 1547 (Effective September 1, 1995)
H.B. 1612 (Effective immediately)
H.B. 1687 (Effective August 28, 1995)
H.B. 1698 (Effective immediately)
H.B. 1783 (Effective September 1, 1995)
H.B. 1785 (Effective September 1, 1995)
H.B. 1856 (Effective August 28, 1995)
H.B. 1879 (Effective September 1, 1995)
H.B. 1900 (Effective immediately)
H.B. 1991 (Effective September 1, 1995)
H.B. 2022 (Effective immediately)
H.B. 2031 (Effective August 28, 1995)
H.B. 2180 (Effective August 28, 1995)
H.B. 2289 (Effective September 1, 1995)
H.B. 2307 (Effective September 1, 1995)
H.B. 2373 (Effective September 1, 1995)
H.B. 2389 (Effective immediately)
H.B. 2398 (Effective September 1, 1995)
H.B. 2401 (Effective September 1, 1995)
H.B. 2432 (Effective August 28, 1995)
H.B. 2496 (Effective September 1, 1995)
H.B. 2588 (Effective September 1, 1995)
H.B. 2686 (Effective August 28, 1995)
H.B. 2745 (Effective August 28, 1995)
H.B. 2781 (Effective August 28, 1995)
H.B. 2875 (Effective immediately)
H.B. 2936 (Effective August 28, 1995)
H.B. 2949 (Effective September 1, 1995)
H.B. 2969 (Effective immediately)
H.B. 3222 (Effective August 28, 1995)

(June 15, 1995)

S.B. 3 (Effective September 1, 1995)
S.B. 68 (Effective September 1, 1995)
S.B. 242 (Effective January 1, 1996)
S.B. 407 (Effective immediately)
S.B. 550 (Effective immediately)
S.B. 680 (Effective September 1, 1995)
S.B. 885 (Effective September 1, 1995)

S.B. 1252 (Effective August 28, 1995)
S.B. 1349 (Effective September 1, 1995)
S.B. 99 (Effective September 1, 1995)
S.B. 133 (Effective August 28, 1995)
S.B. 281 (Effective September 1, 1995)
S.B. 338 (Effective September 1, 1995)
S.B. 449 (Effective August 28, 1995)
S.B. 496 (Effective September 1, 1995)
S.B. 520 (Effective September 1, 1995)
S.B. 527 (Effective September 1, 1995)
S.B. 533 (Effective September 1, 1995)
S.B. 626 (Effective September 1, 1995)
S.B. 780 (Effective September 1, 1995)
S.B. 870 (Effective September 1, 1995)
S.B. 1338 (Effective September 1, 1995)
S.B. 1391 (Effective January 1, 1996)
S.B. 1714 (Effective immediately)
S.C.R. 177
S.C.R. 178
H.C.R. 220
H.C.R. 221
H.C.R. 222
H.C.R. 231
H.C.R. 234
H.C.R. 235
H.C.R. 238
H.C.R. 239
H.C.R. 240
H.C.R. 241
H.C.R. 242
H.C.R. 244
H.C.R. 245
H.C.R. 246
H.C.R. 248
H.C.R. 250
H.C.R. 251
H.C.R. 252
H.C.R. 253
H.B. 175 (Effective immediately)
H.B. 179 (Effective September 1, 1995)
H.B. 253 (Effective September 1, 1995)
H.B. 875 (Effective August 28, 1995)
H.B. 885 (Effective September 1, 1995)
H.B. 1048 (Effective September 1, 1995)
H.B. 1065 (Effective September 1, 1995)
H.B. 1259 (Effective September 1, 1995)
H.B. 1275 (Effective August 28, 1995)
H.B. 1361 (Effective August 28, 1995)

H.B. 1642	(Effective January 1, 1996)
H.B. 1651	(Effective September 1, 1995)
H.B. 1794	(Effective August 28, 1995)
H.B. 1957	(Effective September 1, 1995)
H.B. 1966	(Effective September 1, 1995)
H.B. 2032	(Effective immediately)
H.B. 2177	(Effective immediately)
H.B. 2226	(Effective September 1, 1995)
H.B. 2330	(Effective immediately)
H.B. 2358	(Effective August 28, 1995)
H.B. 2405	(Effective immediately)
H.B. 2579	(Effective August 28, 1995)
H.B. 2943	(Effective October 1, 1995)
H.B. 3028	(Effective January 1, 1996)
H.B. 3109	(Effective September 1, 1996)
H.B. 466	(Effective August 28, 1995)
H.B. 546	(Effective September 1, 1995)
H.B. 958	(Effective immediately)
H.B. 1281	(Effective August 28, 1995)
H.B. 1302	(Effective immediately)
H.B. 1379	(Effective September 1, 1995)
H.B. 1388	(Effective September 1, 1995)
H.B. 1483	(Effective September 1, 1995)
H.B. 1496	(Effective August 28, 1995)
H.B. 1541	(Effective September 1, 1995)
H.B. 1593	(Effective immediately)
H.B. 1798	(Effective upon adoption of constitutional amendment)
H.B. 1844	(Effective August 28, 1995)
H.B. 2027	(Effective immediately)
H.B. 2227	(Effective immediately)
H.B. 2449	(Effective September 1, 1995)
H.B. 2510	(Effective September 1, 1995)
H.B. 2522	(Effective September 1, 1995)
H.B. 2553	(Effective immediately)
H.B. 2850	(Effective September 1, 1995)
H.B. 2861	(Effective August 28, 1995)
H.B. 2873	(Effective August 28, 1995)
H.B. 2891	(Effective September 1, 1995)
H.B. 2951	(Effective September 1, 1995)
H.B. 3017	(Effective September 1, 1995)
H.B. 3031	(Effective September 1, 1995)
H.B. 3040	(Effective September 1, 1995)
H.B. 3086	(Effective August 28, 1995)
H.B. 3179	(Effective immediately)
H.B. 3186	(Effective August 28, 1995)
H.B. 3187	(Effective August 28, 1995)

H.B. 3214 (Effective August 28, 1995)
H.B. 3227 (Effective August 28, 1995)
H.B. 3235 (Effective January 1, 1997,
except Section 28 of the Act,
effective September 1, 1995)

(June 16, 1995)

S.C.R. 27
S.C.R. 101
S.C.R. 115
S.C.R. 122
S.C.R. 136
S.C.R. 142
S.C.R. 143
S.C.R. 144
S.C.R. 145
S.C.R. 146
S.C.R. 147
S.C.R. 148
S.C.R. 149
S.C.R. 150
S.C.R. 151
S.C.R. 153
S.C.R. 156
S.C.R. 158
S.C.R. 159
S.C.R. 160
S.C.R. 162
S.C.R. 163
S.C.R. 164
S.C.R. 165
S.C.R. 166
S.C.R. 167
S.C.R. 168
S.C.R. 170
S.C.R. 179
H.C.R. 4
H.C.R. 28
H.C.R. 29
H.C.R. 32
H.C.R. 92
H.C.R. 94
H.C.R. 153
H.C.R. 164
H.C.R. 168
H.C.R. 174
H.C.R. 178
H.C.R. 184

H.C.R.	192	
H.C.R.	193	
H.C.R.	196	
H.C.R.	200	
H.C.R.	203	
H.C.R.	205	
H.C.R.	209	
H.C.R.	217	
H.C.R.	219	
H.C.R.	224	
H.C.R.	227	
H.C.R.	236	
H.B.	1	(Effective September 1, 1995, line item veto)
H.B.	52	(Effective August 28, 1995)
H.B.	114	(Effective immediately)
H.B.	120	(Effective September 1, 1995)
H.B.	200	(Effective September 1, 1995)
H.B.	269	(Effective August 28, 1995)
H.B.	433	(Effective September 1, 1995)
H.B.	485	(Effective September 1, 1995)
H.B.	576	(Effective September 1, 1995)
H.B.	713	(Effective September 1, 1995, except Section 10, effective March 1, 1996)
H.B.	752	(Effective September 1, 1995)
H.B.	809	(Effective September 1, 1995)
H.B.	815	(Effective immediately)
H.B.	960	(Effective August 28, 1995)
H.B.	1027	(Effective September 1, 1995)
H.B.	1030	(Effective immediately)
H.B.	1031	(Effective September 1, 1995)
S.B.	74	(Effective immediately)
S.B.	94	(Effective September 1, 1995, except Section 10, effective August 28, 1995)
S.B.	349	(Effective August 28, 1995)
S.B.	373	(Effective September 1, 1995)
S.B.	421	(Effective August 28, 1995)
S.B.	472	(Effective immediately)
S.B.	482	(Effective August 28, 1995)
S.B.	569	(Effective September 1, 1995)
S.B.	572	(Effective immediately)
S.B.	595	(Effective August 28, 1995)
S.B.	597	(Effective September 1, 1995)
S.B.	726	(Effective September 1, 1995)
S.B.	727	(Effective immediately)
S.B.	748	(Effective August 28, 1995)
S.B.	789	(Effective September 1, 1995)

- S.B. 944 (Effective August 28, 1995)
S.B. 1016 (Effective immediately)
S.B. 1049 (Effective September 1, 1995)
S.B. 1058 (Effective August 28, 1995)
S.B. 1190 (Effective September 1, 1995)
S.B. 1197 (Effective September 1, 1995)
S.B. 1302 (Effective immediately)
S.B. 1375 (Effective immediately)
S.B. 1379 (Effective September 1, 1995)
S.B. 1388 (Effective September 1, 1995)
S.B. 1396 (Effective September 1, 1995)
S.B. 1397 (Effective immediately)
S.B. 1535 (Effective immediately)
S.B. 1542 (Effective September 1, 1995,
except Section 11, effective
March 1, 1996)
S.B. 1606 (Effective August 28, 1995)
S.B. 1671 (Effective immediately)
S.B. 1685 (Effective immediately)
S.B. 1704 (Effective August 28, 1995)
S.B. 1705 (Effective August 28, 1995)
S.B. 1720 (Effective September 1, 1995)
S.C.R. 5
S.C.R. 18
S.C.R. 38
S.C.R. 78
S.C.R. 87
S.C.R. 89
S.C.R. 124
S.B. 248 (Effective September 1, 1995)
S.B. 261 (Effective September 1, 1995)
S.B. 291 (Effective September 1, 1995)
S.B. 329 (Effective September 1, 1995)
S.B. 374 (Effective September 1, 1995)
S.B. 397 (Effective September 1, 1995)
S.B. 601 (Effective immediately)
S.B. 737 (Effective October 1, 1995)
S.B. 739 (Effective September 1, 1995)
S.B. 1017 (Effective immediately)
S.B. 1295 (Effective September 1, 1995)
S.B. 1629 (Effective August 28, 1995)
S.B. 72 (Effective September 1, 1995)
S.B. 169 (Effective immediately)
S.B. 212 (Effective September 1, 1995)
S.B. 369 (Effective September 1, 1995)
S.B. 413 (Effective August 28, 1995)
S.B. 480 (Effective immediately)
S.B. 488 (Effective September 1, 1995)

- S.B. 628 (Effective September 1, 1995)
S.B. 634 (Effective September 1, 1995)
S.B. 646 (Effective September 1, 1995,
except Subsections (a) and
(b), Section 657.009,
Government Code, effective
January 1, 1996)
S.B. 647 (Effective September 1, 1995)
S.B. 667 (Effective September 1, 1995)
S.B. 673 (Effective immediately)
S.B. 675 (Effective September 1, 1995)
S.B. 699 (Effective September 1, 1995)
S.B. 733 (Effective September 1, 1995)
S.B. 741 (Effective August 28, 1995)
S.B. 752 (Effective September 1, 1995)
S.B. 814 (Effective September 1, 1995)
S.B. 896 (Effective September 1, 1995)
S.B. 913 (Effective immediately)
S.B. 1044 (Effective September 1, 1995)
S.B. 1178 (Effective September 1, 1995)
S.B. 1232 (Effective September 1, 1995)
S.B. 1303 (Effective September 1, 1995)
S.B. 1334 (Effective August 28, 1995,
except Sections 7-10,
effective September 1, 1995,
and Sections 1-6 and 11-15,
effective January 1, 1996)
S.B. 1356 (Effective September 1, 1995)
S.B. 1357 (Effective September 1, 1995)
S.B. 1360 (Effective September 1, 1995)
S.B. 1365 (Effective September 1, 1995)
S.B. 1407 (Effective September 1, 1995)
S.B. 1420 (Effective September 1, 1995)
S.B. 1428 (Effective September 1, 1995)
S.B. 1453 (Effective September 1, 1995)
S.B. 1485 (Effective September 1, 1995)
S.B. 1487 (Effective immediately)
S.B. 1502 (Effective September 1, 1995)
S.B. 1513 (Effective September 1, 1995)
S.B. 1546 (Effective September 1, 1995)
S.B. 1619 (Effective August 28, 1995)
S.B. 1660 (Effective September 1, 1995)
S.B. 1675 (Effective September 1, 1995)
S.B. 1681 (Effective immediately)
S.B. 1683 (Effective September 1, 1995,
except Subsection (j), Section
371.062, Health and Safety
Code, as amended, effective
September 1, 1997)

H.B. 46	(Effective September 1, 1995)
H.B. 158	(Effective August 28, 1995)
H.B. 238	(Effective September 1, 1995)
H.B. 336	(Effective September 1, 1995)
H.B. 341	(Effective September 1, 1995)
H.B. 369	(Effective September 1, 1995)
H.B. 391	(Effective September 1, 1995)
H.B. 398	(Effective September 1, 1995)
H.B. 632	(Effective August 28, 1995)
H.B. 673	(Effective immediately, except Sections 34-45, and Sections 60-88, effective September 1, 1995)
H.B. 770	(Effective September 1, 1995)
H.B. 774	(Effective August 28, 1995)
H.B. 814	(Effective August 28, 1995)
H.B. 835	(Effective immediately)
H.B. 895	(Effective August 28, 1995)
H.B. 982	(Effective September 1, 1995)
H.B. 994	(Effective August 28, 1995)
H.B. 1020	(Effective immediately)
H.B. 1028	(Effective September 1, 1995)
H.B. 1086	(Effective immediately)
H.B. 1091	(Effective August 30, 1995)
H.B. 1108	(Effective September 1, 1995)
H.B. 785	(Effective September 1, 1995)
H.B. 1001	(Effective August 28, 1995)
H.B. 1089	(Effective September 1, 1995)
H.B. 1125	(Effective August 28, 1995)
H.B. 1765	(Effective September 1, 1995)
H.B. 1987	(Effective September 1, 1995)
H.B. 1988	(Effective September 1, 1995)
H.B. 2065	(Effective September 1, 1995)
H.B. 2296	(Effective September 1, 1995)
H.B. 2315	(Effective September 1, 1995)
H.B. 2540	(Effective August 28, 1995)
H.B. 2731	(Effective January 1, 1996)
H.B. 3111	(Effective September 1, 1995)
H.B. 3231	(Effective August 28, 1995)
H.B. 2669	(Effective August 28, 1995)
H.B. 2698	(Effective August 28, 1995)
H.B. 2710	(Effective August 28, 1995)
H.B. 2726	(Effective immediately)
H.B. 2803	(Effective September 1, 1995)
H.B. 2845	(Effective immediately)
H.B. 2898	(Effective September 1, 1995)
H.B. 2925	(Effective August 28, 1995)
H.B. 2944	(Effective September 1, 1995)

H.B. 3003	(Effective immediately)
H.B. 3082	(Effective immediately)
H.B. 3101	(Effective August 28, 1995)
H.B. 3143	(Effective September 1, 1995)
H.B. 3199	(Effective September 1, 1995)
H.B. 3200	(Effective September 1, 1995)
H.B. 3207	(Effective August 28, 1995)
H.B. 3215	(Effective August 28, 1995)
H.B. 127	(Effective September 1, 1995)
H.B. 869	(Effective August 28, 1995)
H.B. 1094	(Effective August 28, 1995)
H.B. 1109	(Effective September 1, 1995)
H.B. 1124	(Effective September 1, 1995)
H.B. 1204	(Effective September 1, 1995)
H.B. 1274	(Effective September 1, 1995)
H.B. 1338	(Effective immediately)
H.B. 1345	(Effective September 1, 1995)
H.B. 1670	(Effective August 28, 1995)
H.B. 1697	(Effective September 1, 1995)
H.B. 1770	(Effective August 28, 1995)
H.B. 1846	(Effective immediately)
H.B. 1875	(Effective August 28, 1995)
H.B. 1884	(Effective August 28, 1995)
H.B. 1922	(Effective August 28, 1995)
H.B. 1933	(Effective September 1, 1995)
H.B. 1935	(Effective August 28, 1995)
H.B. 1976	(Effective August 28, 1995)
H.B. 2034	(Effective August 28, 1995)
H.B. 2036	(Effective September 1, 1995)
H.B. 2042	(Effective August 28, 1995)
H.B. 2098	(Effective September 1, 1995)
H.B. 2139	(Effective August 28, 1995)
H.B. 2377	(Effective September 1, 1995)
H.B. 2382	(Effective August 28, 1995)
H.B. 2448	(Effective August 28, 1995)
H.B. 2523	(Effective September 1, 1995)
H.B. 2525	(Effective immediately)
H.B. 2584	(Effective September 1, 1995)
H.B. 2603	(Effective August 28, 1995)
H.B. 2610	(Effective September 1, 1995)
H.B. 2614	(Effective August 28, 1995)
H.B. 2662	(Effective September 1, 1995)
H.B. 2704	(Effective immediately)
H.B. 2754	(Effective August 28, 1995)
H.B. 2793	(Effective September 1, 1995)
H.B. 2805	(Effective August 28, 1995)
H.B. 2859	(Effective September 1, 1995)
H.B. 2940	(Effective January 1, 1996)

- H.B. 2952 (Effective September 1, 1995)
H.B. 3072 (Effective immediately)
H.B. 3073 (Effective September 1, 1995)
H.B. 3119 (Effective August 28, 1995)
H.B. 3120 (Effective August 28, 1995)
H.B. 3208 (Effective September 1, 1995)
H.B. 1205 (Effective September 1, 1995)
H.B. 1208 (Effective September 1, 1995)
H.B. 1358 (Effective January 1, 1996)
H.B. 1384 (Effective September 1, 1995)
H.B. 1454 (Effective August 28, 1995)
H.B. 1543 (Effective September 1, 1995,
except Sections 2(h), 21, and
33 of the Act and Chapter 9,
Banking Act, as added by the
bill, effective immediately)
H.B. 1604 (Effective August 28, 1995)
H.B. 1608 (Effective September 1, 1995)
H.B. 1620 (Effective September 1, 1995)
H.B. 1637 (Effective September 1, 1995)
H.B. 1661 (Effective September 1, 1995)
H.B. 1662 (Effective September 1, 1995)
H.B. 1728 (Effective January 1, 1996)
H.B. 1736 (Effective September 1, 1995)
H.B. 1823 (Effective September 1, 1995)
H.B. 1826 (Effective August 28, 1995)
H.B. 1876 (Effective September 1, 1995)
H.B. 1885 (Effective September 1, 1995)
H.B. 1964 (Effective September 1, 1995,
except Sections 1-9, effective
December 1, 1995)
H.B. 2039 (Effective August 28, 1995)
H.B. 2083 (Effective September 1, 1995)
H.B. 2198 (Effective August 28, 1995)
H.B. 2216 (Effective immediately)
H.B. 2256 (Effective September 1, 1995,
except Section 3, Article
3.50-6A, Insurance Code,
effective January 1, 1996)
H.B. 2294 (Effective September 1, 1995)
H.B. 2362 (Effective August 28, 1995)
H.B. 2370 (Effective September 1, 1995)
H.B. 2402 (Effective September 1, 1995)
H.B. 2477 (Effective September 1, 1995)
H.B. 2487 (Effective September 1, 1995)
H.B. 2501 (Effective September 1, 1995)
H.B. 2516 (Effective September 1, 1995)
H.B. 2527 (Effective immediately)

H.B. 2529 (Effective immediately)
H.B. 2569 (Effective September 1, 1995)
H.B. 2593 (Effective September 1, 1995)
H.B. 2624 (Effective January 1, 1996)
H.B. 2656 (Effective August 28, 1995)
H.B. 2674 (Effective immediately)
H.C.R. 127
H.C.R. 129
H.C.R. 134
H.C.R. 166
H.C.R. 173

FILED WITHOUT SIGNATURE OF GOVERNOR

(June 16, 1995)

S.B. 676 (Effective September 1, 1995)
H.B. 3193 (Effective August 28, 1995)

SIGNED BY GOVERNOR

(June 17, 1995)

S.B. 20 (Effective September 1, 1996,
pending adoption of
constitutional amendment)
S.B. 101 (Effective immediately)
S.B. 336 (Effective September 1, 1995)
S.B. 345 (Effective September 1, 1995,
except Section 4, effective
August 31, 1995)
S.B. 452 (Effective September 1, 1995,
except Section 10 and
Subdivision 2, Section 11,
effective January 1, 1996)
S.B. 494 (Effective September 1, 1995)
S.B. 538 (Effective September 1, 1995)
S.B. 607 (Effective August 28, 1995)
S.B. 640 (Effective October 1, 1995)
S.B. 643 (Effective September 1, 1995)
S.B. 644 (Effective January 1, 1996)
S.B. 863 (Effective August 28, 1995)
S.B. 867 (Effective September 1, 1995)
S.B. 886 (Effective September 1, 1995)
S.B. 904 (Effective immediately)
S.B. 905 (Effective immediately)
S.B. 956 (Effective immediately)
S.B. 964 (Effective September 1, 1995)
S.B. 1037 (Effective immediately)
S.B. 1074 (Effective September 1, 1995)
S.B. 1136 (Effective September 1, 1995)
S.B. 1227 (Effective immediately)

- S.B. 1260 (Effective January 1, 1996,
pending passage of
constitutional amendment)
 S.B. 1445 (Effective January 1, 1996)
 S.B. 1509 (Effective September 1, 1995)
 S.B. 1545 (Effective August 28, 1995)
 S.B. 1646 (Effective immediately)
 S.B. 1658 (Effective September 1, 1995)
 S.C.R. 17
 S.C.R. 41
 S.C.R. 52
 S.C.R. 53
 S.C.R. 55
 S.C.R. 56
 S.C.R. 58
 S.C.R. 60
 S.C.R. 88
 S.C.R. 93
 S.C.R. 105
 H.B. 333 (Effective August 28, 1995)
 H.B. 334 (Effective August 28, 1995)
 H.B. 387 (Effective immediately)
 H.B. 399 (Effective January 1, 1996,
pending adoption of
constitutional amendment)
 H.B. 418 (Effective September 1, 1995)
 H.B. 467 (Effective October 1, 1995)
 H.B. 603 (Effective September 1, 1995)
 H.B. 609 (Effective August 28, 1995)
 H.B. 690 (Effective September 1, 1995)
 H.B. 735 (Effective immediately)
 H.B. 788 (Effective immediately)
 H.B. 871 (Effective August 28, 1995)
 H.B. 1214 (Effective September 1, 1995)
 H.B. 1233 (Effective August 28, 1995)
 H.B. 1362 (Effective August 28, 1995)
 H.B. 1419 (Effective August 28, 1995)
 H.B. 1718 (Effective September 1, 1995,
except Section 552.306,
Government Code, as
amended, effective January 1,
1996)
 H.B. 1810 (Effective September 1, 1995)
 H.B. 1836 (Effective August 28, 1995)
 H.B. 1924 (Effective September 1, 1995)
 H.B. 2029 (Effective August 28, 1995)
 H.B. 2152 (Effective August 28, 1995)
 H.B. 2197 (Effective immediately)

H.B. 2267 (Effective August 28, 1995)
H.B. 2268 (Effective September 1, 1995)
H.B. 2345 (Effective September 1, 1995)
H.B. 2462 (Effective immediately)
H.B. 2508 (Effective August 28, 1995)
H.B. 2550 (Effective September 1, 1995)
H.B. 2618 (Effective August 28, 1995)
H.B. 2644 (Effective September 1, 1995)
H.B. 2684 (Effective September 1, 1995)
H.B. 2696 (Effective immediately)
H.B. 2839 (Effective immediately)
H.B. 2860 (Effective immediately)
H.B. 2866 (Effective January 1, 1996)
H.B. 2960 (Effective immediately)
H.B. 2980 (Effective August 28, 1995)
H.B. 3021 (Effective September 1, 1995)
H.B. 3050 (Effective August 28, 1995)
H.B. 3197 (Effective August 28, 1995)
H.C.R. 128
H.C.R. 186
H.C.R. 223
H.C.R. 243

FILED WITHOUT SIGNATURE OF GOVERNOR

(June 17, 1995)

S.C.R. 57
H.B. 2313 (Effective September 1, 1995)
H.B. 2758 (Effective immediately)

VETOED BY GOVERNOR

The following bills and resolution were vetoed by the Governor. The proclamations stating the reasons for these vetoes follow.

S.B. 103
S.B. 172
S.B. 524
S.B. 695
S.B. 707
S.B. 744
S.B. 914
S.B. 1013
S.B. 1175
S.B. 1296
S.C.R. 106
H.B. 1 (Line item veto)
H.B. 943
H.B. 1013
H.B. 1457

H.B. 1586
H.B. 1649
H.B. 2062
H.B. 2257
H.B. 2331
H.B. 2460
H.B. 2732
H.B. 2766
H.B. 2856
H.B. 2987
H.B. 3181

P R O C L A M A T I O N S
BY THE
GOVERNOR OF THE STATE OF TEXAS

41-2629

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **S.B. 103** because of the following objections:

S.B. 103 creates yet another governmental entity; this one to address difficulties in providing citizens access to the guardianship services needed by Texas families. Rather than improving the guardianship process, this Bill complicates the existing system.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2630

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **S.B. 172** because of the following objections:

S.B. 172 imposes unreasonable restrictions on the ability of individuals to provide for the informal management of their estate in a comprehensive and unrestricted manner.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2631

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **S.B. 524** because of the following objections:

S.B. 524 would define essentially one private school as a charity for the purpose of limiting the liability of its employees. This Arizona corporation is not a charity "operated exclusively for the promotion of social welfare by being primarily engaged in promoting the common good and general welfare of the people in a community." The selective granting of such benefits for an individual private school violates the prohibition in Article III, Section 56, of the Texas Constitution against passing local or special laws.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2632

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **S.B. 695** because of the following objections:

S.B. 695 would regulate the way in which state agencies and municipalities manage personnel records of firefighters and police officers. Agencies affected would have to bear the expense of creating separate personnel systems for the police and firefighters

under their employment. In addition, cities and agencies would be burdened further by the notice requirements imposed under this Bill.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2633

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **S.B. 707** because of the following objections:

S.B. 707, in its attempt to address the specific problem of "gang graffiti," imposes overly broad restrictions upon parents and guardians, and subjects law-abiding juveniles to prosecution. In addition, if this Bill becomes law, retail businesses will be forced to hire additional employees, purchase security equipment and remodel their businesses to avoid prosecution under this Bill.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2634

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **S.B. 744** because of the following objections:

S.B. 744 allows public water to be used in geothermal heat pumps and then returned to the public water supply. The potential risk of public water contamination is too great to allow this without further research.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2635

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **S.B. 914** because of the following objections:

S.B. 914 would virtually eliminate the at-will doctrine of employment as applied to the Texas Alcoholic Beverage Commission. The Bill would grant all TABC employees, except for those in senior management, a due process property interest in their employment positions. The TABC already has internal policies that allow procedural review of adverse employment actions.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2636

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **S.B. 1013** because of the following objections:

S.B. 1013 would limit the internal investigations of public servants by prohibiting the use of polygraph examinations and by requiring "sufficient evidence" to prove allegations of misconduct. The "sufficient evidence" standard required by **S.B. 1013** is legally vague and will encourage litigation against governmental bodies attempting to discipline their employees.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2637

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **S.B. 1175** because of the following objections:

S.B. 1175 is harmful to sexual assault victims. The Bill provides that the communications between a sexual assault victim and the victim's advocate are legally confidential and privileged. Because a defendant has a constitutional right to confront and cross-examine witnesses with prior statements, this privilege is unconstitutional. If a defendant is precluded from cross-examining a victim about prior statements, then all of the victim's statements may be excluded on appeal. Consequently, without any testimony from the victim, the prosecutor may be forced to dismiss the case.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2638

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **S.B. 1296** because of the following objections:

S.B. 1296 would replace the substantial compliance rule with a rule of strict compliance regarding each and every technical aspect of an agency's rule-making process under the Texas Administrative Procedure Act. This would result in increased litigation attacking state regulations on the basis of hyper-technical defects that may have no substantive effect or impact on the public.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

TO ALL TO WHOM THESE PRESENTS SHALL COME:

H.B. 1, the General Appropriations Bill, has reached my desk for action, having been duly certified by the Comptroller of Public Accounts pursuant to Article III, Section 49a of the Texas Constitution. The bill appropriates an estimated \$79.9 billion from all fund sources and \$45.1 billion from general revenue-related funds for the fiscal biennium beginning September 1, 1995.

The accomplishments of the Seventy-fourth Legislature, Regular Session, are of historical significance, and one of its notable achievements is the approval of a fiscally sound and responsible state budget. The members of the Legislature are to be commended for their diligence and the quality of their decisions.

From the outset, my budget priorities were clear and uncomplicated. My evaluation of the bill has been based upon those priorities, and I make note of the following:

H.B. 1 requires no new taxes and eliminates the reliance on spending deferrals to balance the budget;

H.B. 1 represents the lowest rate of growth from one biennium to the next in half a century by limiting the increase to only 6.2 percent;

H.B. 1 allocates the lion's share of new spending to public schools, finances the costs of the new education code, and fully funds the projected state cost of the school finance system;

H.B. 1 provides the financial resources necessary to reform our juvenile justice system;

H.B. 1 provides authority to the Governor and the Legislative Budget Board to manage key areas of the budget during the interim;

H.B. 1 maintains the focus of state agencies on achieving results by setting specific performance targets and tying agency budgets to agency accomplishments; and

H.B. 1 was adopted by unanimous vote in both the House and the Senate.

Texas is a conservative state, with a conservative philosophy, and the Seventy-fourth Legislature has adopted a conservative budget which is

consistent with my priorities. Accordingly, I apply my veto authority very sparingly.

My item vetoes, totaling approximately \$14 million, would eliminate funding included for proposed legislation which did not pass and for legislation which I have also vetoed. I hereby veto the following items from H.B. 1, Seventy-fourth Legislature, Regular Session, 1995, and am including a statement of my objections to each of those items:

ARTICLE I - GENERAL GOVERNMENT

Office of the Attorney General Page I-15

26. **Contingency Rider for H.B. 1589.** Contingent upon the enactment of H.B. 1589, Seventy-fourth Legislature, Regular Session, or similar legislation relating to the provision of workers' compensation benefits for certain state employees and to the creation of a State Office of Risk Management, and for the purpose of implementing the provisions of that Act:

- a. the Comptroller of Public Accounts shall transfer the general revenue appropriation to the Office of the Attorney General in Strategy item E.1.1., Workers' Compensation, in the amount of \$5,063,131 for fiscal year 1996 and \$5,055,764 for fiscal year 1997, to the State Office of Risk Management within the Workers' Compensation Commission; and
- b. the Comptroller of Public Accounts shall reduce the general revenue appropriation for the 1996-1997 biennium to the Office of the Attorney General by an amount which is equal to the amount by which the Attorney General Debt Collection Receipts for the 1994-1995 biennium exceed the Attorney General Debt Collection Receipts for the 1996-1997 biennium.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass.

Office of the Attorney General Workers' Compensation Payments Page I-17

4. **Contingency Rider for H.B. 1589.** Contingent upon the enactment of H.B. 1589, Seventy-fourth Legislature, Regular Session, or similar legislation relating to the provision of workers' compensation benefits for certain state employees and to the creation of a State Office of Risk Management, and for the purposes of implementing the provisions of that Act:

- a. The Comptroller of Public Accounts shall reduce the fiscal year 1996 general revenue appropriation to Workers' Compensation Payments by \$2,300,000; and
- b. all references in the above riders to the Office of the Attorney General or the Attorney General's Office shall mean the State

Office of Risk Management within the Workers' Compensation Commission.

Office of the Governor Page I-55

15. Oil Overcharge Settlement Funds.

- a. Unexpended balances from contracts executed in the 1994-95 biennium are reappropriated for the 1996-97 biennium for the purpose of completing existing projects under contract.
- b. It is the intent of the Legislature that the LoanStar Program continue at the current level of financial commitment.
- c. Any new receipts of oil overcharge funds to the State of Texas or any oil overcharge funds available for reallocation by the Governor shall be used to fund eligible programs with priority given to the LoanStar Program, property-poor school districts and low-income persons.
- d. Any unexpended balances in oil overcharge funds as of August 31, 1995, for the Alternative Energy Program, Sustainable Energy Development Council, and the City of Dallas Alternative Fuels Taxi Program are hereby appropriated for the biennium beginning September 1, 1995 to the General Land Office for the completion of these projects and for the purpose of implementing the plan of the Sustainable Energy Development Council.

This rider would automatically continue funding for some contracts which will expire and would reassign responsibility for some projects without affording an opportunity for further review. The Governor, with the concurrence of the Lieutenant Governor and the Speaker of the House, has the authority to contract out these funds. This veto action will allow time to examine any issues with existing contracts and will allow decisions regarding the continuation of these contracts to be based upon the results of that examination.

Treasury Department Page I-88

9. Contingency Appropriation for H.B. 2460. Contingent upon the enactment of **H.B. 2460**, or similar legislation relating to the possession, purchase, sale, distribution, and receipt of cigarette and tobacco products, by the Seventy-fourth Legislature, Regular Session, the Treasury Department is hereby appropriated an amount not to exceed \$245,000 for fiscal year 1996 and \$85,000 for fiscal year 1997 out of additional revenues collected pursuant to **H.B. 2460** for the purpose of implementing that Act. The Treasury Department is hereby authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy items listed above. Funds appropriated by this provision may be expended for capital budget purposes notwithstanding limitations on capital budget expenditures elsewhere in this Act.

H.B. 2460 was vetoed by the Governor; consequently, this veto action eliminates funding proposed for the implementation of that bill.

ARTICLE II - HEALTH AND HUMAN SERVICES

Commission on Alcohol and Drug Abuse Page II-11

24. **Contingency Appropriation for H.B. 2460.** Contingent upon the enactment of **H.B. 2460**, or similar legislation relating to the possession, purchase, sale, distribution, and receipt of cigarettes and tobacco products, by the 74th Legislature, Regular Session, the Commission on Alcohol and Drug Abuse is hereby appropriated \$904,920 for fiscal year 1996 and \$663,720 for fiscal year 1997 out of additional revenues collected pursuant to **H.B. 2460** for the purpose of implementing that Act. The Commission on Alcohol and Drug Abuse is hereby authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy items listed above.

H.B. 2460 was vetoed by the Governor; consequently, this veto action eliminates funding proposed for the implementation of that bill.

Department of Health Page II-28

	For the Years Ending	
	August 31, 1996	August 31, 1997
F.1.1. Strategy: CONTINGENCY APPROPRIATION, H.B. 682		
	\$38,316	\$32,652

Page II-39

54. **Contingency Appropriation for H.B. 682.** The appropriation of funds made above in item F.1.1., Contingency Appropriation, **H.B. 682**, is hereby made contingent upon the enactment of **H.B. 682**, or similar legislation relating to the regulation of certain animal control officers, by the 74th Legislature, Regular Session. Funds appropriated in that item may be transferred to other appropriate strategies for the purpose of implementing **H.B. 682**. In no event shall the amount expended out of, or transferred from, item F.1.1., Contingency Appropriation, **H.B. 682**, exceed the amount of additional revenues generated pursuant to **H.B. 682**.

This veto action deletes an item that was contingent upon proposed legislation which did not pass.

Page II-28

	For the Years Ending	
	August 31, 1996	August 31, 1997
F.1.3. Strategy: CONTINGENCY APPROPRIATION, H.B. 1193		
	\$102,834	\$97,834

Page II-39

56. **Contingency Appropriation for H.B. 1193.** The appropriation of funds made above in item F.1.3., Contingency Appropriation, **H.B. 1193**, is hereby made contingent upon the enactment of **H.B. 1193**, or similar legislation relating to the regulation of orthotists and prosthetists, by the 74th Legislature, Regular Session. Funds appropriated in that item may be transferred to other appropriate strategies for the purpose of implementing **H.B. 1193**. In no event shall the amount expended out of, or transferred from, item F.1.3., Contingency Appropriation, **H.B. 1193**, exceed the amount of additional revenues generated pursuant to **H.B. 1193**.

This veto action deletes an item that was contingent upon proposed legislation which did not pass.

Health and Human Services Commission Page II-43

10. **Contingency Appropriation: Matching Grant Program.** Contingent upon enactment of **S.B. 574**, Seventy-fourth Legislature, Regular Session, or similar legislation, \$2,500,000 for fiscal year 1996 and \$2,500,000 for fiscal year 1997 in general revenue is appropriated and shall be used only for the purpose of funding the matching grant program for local child and family commissions. The Commission is hereby authorized to carry forward any remaining unexpended balances in the \$2,500,000 appropriated for fiscal year 1996 and restricted by this provision to fiscal year 1997 to be used for the same purpose.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass. Although this rider is eliminated, a related provision which appropriates this amount to the Department of Criminal Justice is retained.

Department of Human Services Page II-55

31. **Contingency Appropriation for S.B. 103.** Contingent upon the enactment of **S.B. 103**, or similar legislation relating to the creation of the Guardianship Resource Board, by the 74th Legislature, Regular Session, the Texas Department of Human Services is hereby appropriated \$300,000 for fiscal year 1996 and \$300,000 for fiscal year 1997 out of the General Revenue Fund for the purpose of implementing that Act. The Texas Department of Human Services is hereby authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy items listed above.

S.B. 103 was vetoed by the Governor; consequently, this veto action eliminates funding proposed for the implementation of that bill.

ARTICLE V - PUBLIC SAFETY AND CRIMINAL JUSTICE**Alcoholic Beverage Commission Page V-9**

15. **Contingency Appropriation for H.B. 2732.** Contingent upon the enactment of **H.B. 2732**, or similar legislation relating to the timely

filing of alcoholic beverage permits, activities authorized and storage of certain alcoholic beverages by the 74th Legislature, Regular Session, Alcoholic Beverage Commission increasing surcharges in an equal amount, and providing such information as may be deemed necessary by the Comptroller of Public Accounts to issue a finding of fact that the increased revenues will be available to fund the increased appropriations, the Texas Alcoholic Beverage Commission is hereby appropriated \$71,115 for fiscal year 1996 and \$54,329 for fiscal year 1997 out of the General Revenue Fund for the purpose of implementing that Act. The Texas Alcoholic Beverage Commission is hereby authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy items listed above. Funds appropriated by this provision may be expended for capital budget purposes notwithstanding limitations on capital budget expenditures elsewhere in this Act.

H.B. 2732 was vetoed by the governor; consequently, this veto action eliminates funding proposed for the implementation of that bill.

Juvenile Probation Commission Page V-38

17. **Contingency Appropriation for S.B. 384.** Contingent upon the enactment of **S.B. 384**, or similar legislation relating to state aid for counties that provide secure residential care facilities for certain delinquent children, by the 74th Legislature, Regular Session, the Juvenile Probation Commission is hereby appropriated \$2,500,000 for fiscal year 1996 and \$2,500,000 for fiscal year 1997 out of the General Revenue Fund for the purpose of implementing that Act. The Juvenile Probation Commission is hereby authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy items listed above.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass.

Department of Public Safety Page V-53

36. **Contingency Appropriation for S.B. 1390.** Contingent upon enactment of **S.B. 1390**, Seventy-fourth Legislature, Regular Session, or similar legislation, the Department of Public Safety is hereby appropriated the additional fee revenue collected pursuant to **S.B. 1390** in an amount not to exceed \$116,905 for fiscal year 1996 and \$25,100 for fiscal year 1997 for the purpose of implementing the provisions of that Act. The Department of Public Safety is hereby authorized to transfer the appropriations made pursuant to this provision to the appropriate strategy items listed above.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass.

ARTICLE VI - NATURAL RESOURCES

Natural Resource Conservation Commission Page VI-31

33. **Contingency Appropriation for S.B. 1697.** Contingent upon the enactment of **S.B. 1697**, or similar legislation relating to the licensing

of radioactive waste, low-level waste and mixed waste processing facilities by the 74th Legislature, Regular Session, the Texas Natural Resource Conservation Commission (TORCH) is hereby appropriated an amount not to exceed \$202,179 for fiscal year 1996 and \$425,013 for fiscal year 1997 out of additional revenues collected pursuant to **S.B. 1697** for the purpose of implementing that Act. The TORCH is hereby authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy items listed above.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass.

ARTICLE VIII - REGULATORY

Board of Registration for Professional Engineers Page VIII-20

4. **Contingency Appropriation for S.B. 784.** Contingent upon the enactment of **S.B. 784**, or similar legislation relating to administrative penalties for practicing engineers by the Seventy-fourth Legislature, Regular Session, the Board of Registration for Professional Engineers is hereby appropriated \$22,000 for fiscal year 1996 and \$22,000 for fiscal year 1997 out of General Revenue Fund - Consolidated, Account No. 056, for the purpose of implementing that Act. The Board of Registration for Professional Engineers is hereby authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy items listed above.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass.

Department of Licensing and Regulation Page VIII-45

10. **Contingency Appropriation for S.B. 151.** Contingent upon the enactment of **S.B. 151**, or similar legislation relating to certification and licensing of court appointed interpreters by the 74th Legislature, Regular Session, the Department of Licensing and Regulation is hereby appropriated an amount not to exceed \$383,583 for fiscal year 1996 and \$501,644 for fiscal year 1997 out of additional revenues collected pursuant to **S.B. 151** for the purpose of implementing that Act. The Department of Licensing and Regulation is hereby authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy items listed above. Funds appropriated by this provision may be expended for capital budget purposes notwithstanding limitations on capital budget expenditures elsewhere in this Act.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass.

Racing Commission Page VIII-69

9. **Contingency Appropriation for H.B. 1305.** Contingent upon the enactment of **H.B. 1305**, or similar legislation relating to the

continuation and functions of the Texas Racing Commission, by the 74th Legislature, Regular Session, the Racing Commission is hereby appropriated \$838,458 for fiscal year 1996 and \$944,288 for fiscal year 1997 out of additional revenues collected pursuant to **H.B. 1305** for the purpose of implementing the Act. The Racing Commission is authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy listed above.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass.

Workers' Compensation Commission Page VIII-90

6. **Contingency Appropriation for H.B. 1589.** Contingent upon the enactment of **H.B. 1589**, or similar legislation creating a State Office of Risk Management, by the 74th Legislature, Regular Session, the Workers' Compensation Commission is hereby appropriated \$1,363,184 for the fiscal biennium beginning September 1, 1995 out of the General Revenue Fund for the purpose of implementing that Act. Funds appropriated by this provision may be expended for capital budget purposes notwithstanding limitations on capital budget expenditures elsewhere in this Act.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass.

ARTICLE IX - GENERAL PROVISIONS

Page IX-102

Sec. 157. **Contingency for S.B. 984.** If **S.B. 984** is enacted by the Seventy-fourth Legislature at its regular session and becomes law, in addition to the other appropriations made by this Act, all amounts deposited in the community environmental equity fund during the fiscal biennium ending August 31, 1997, are appropriated for that period to the Community Environmental Equity Board for the purposes for which money in the fund may be used. If **S.B. 984** does not become law, this provision has no effect.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass.

Page IX-106

Sec. 165. **Contingency Appropriation for S.B. 1214.** Contingent upon the enactment of **S.B. 1214**, or similar legislation relating to the registration and reporting by charitable organizations, by the 74th Legislature, Regular Session, the Office of the Attorney General is hereby appropriated \$649,030 for fiscal year 1996 and \$604,582 for fiscal year 1997 out of additional revenues collected pursuant to **S.B. 1214** for the purpose of implementing that Act. The Office of Attorney General is hereby authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy items listed in the agency's bill pattern

above. Funds appropriated by this provision may be expended for capital budget purposes notwithstanding limitations on capital budget expenditures elsewhere in this Act.

This veto action deletes a rider that was contingent upon proposed legislation which did not pass.

H.B. 1 was received by the Governor's Office less than ten days prior to adjournment of the Regular Session of the Seventy-fourth Legislature. I have signed **H.B. 1**, which shall be filed with the Secretary of State, together with this Proclamation stating my objections to individual items of appropriation therein. In accordance with Article IV, Section 14 of the Texas Constitution, individual items of appropriation objected to shall be of no force or effect. The remaining portion of the bill shall be effective according to its terms.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2616

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 943** because of the following objections:

H.B. 943 is unnecessary as the governor currently has the power to direct the comptroller to conduct an audit in relation to public funds. In addition, the metropolitan authorities themselves may contract with the comptroller for auditing services under existing law.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2617

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 1013** because of the following objections:

H.B. 1013 would impose another layer of bureaucracy upon the Texas Agricultural Finance Authority and the Texas Department of Commerce by requiring them to present their bond programs to the Texas Public Finance Authority who would then make presentations to the Bond Review Board. Currently, both agencies present their bond programs directly to the Bond Review Board. This legislation is unnecessary and will result in additional costs and delays to the citizens of Texas.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2618

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 1457** because of the following objections:

The Texas Commission on Human Rights currently enforces the Fair Housing Act. **H.B. 1457** proposes to involve two other state agencies. This is clearly a duplicative effort which would create more bureaucracy through additional cost to the citizens of Texas.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2619

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 1586** because of the following objections:

H.B. 1586 provides that parties may contract to cancel, for a fee, the difference between the value of a vehicle immediately before a loss and the amount owed on the vehicle under contract. The conditioning of this cancellation on the loss of the vehicle is in the nature of insurance and should be regulated.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2620

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 1649** because of the following objections:

H.B. 1649 promotes inefficiency by imposing requirements on a child care management system that is currently being redesigned.

Additionally, **H.B. 1649** does not acknowledge that all child care functions currently administered by the Department of Human Services will be transferred to the Texas Workforce Commission in the coming biennium. This program transfer will consolidate resources to promote efficiencies in the child care management system over and above the level of efficiency that is likely to be recovered under **H.B. 1649**.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2621

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 2062** because of the following objections:

H.B. 2062 is unnecessary given that another bill having the same objective was recently signed into law.

H.B. 3157 creates a recall mechanism for appointed boards, thereby ensuring the responsiveness of a transit board to its citizens. Signing **H.B. 2062** into law would be premature without first giving existing transit boards the opportunity to operate under the requirements of **H.B. 3157**.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2622

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 2257** because of the following objections:

H.B. 2257 will unduly restrain the Texas Department of Insurance (TDI) from fulfilling its responsibility to regulate insurance companies and protect Texas consumers.

This Bill would preempt TDI's use of any information obtained in a company's response to a regulatory inquiry, and would prevent the introduction of such response as evidence in an administrative hearing. The Commissioner of Insurance has already directed TDI to exercise greater restraint in the issuance of requests and in the use of the information gathered. If this Bill became law, it would hamper TDI's enforcement powers and increase the costs of applying them.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2623

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 2331** because of the following objections:

H.B. 2331 creates a Class C misdemeanor when a person intentionally or knowingly prevents the execution of any service of process. However, **H.B. 2331** contains an exception from a misdemeanor offense when the individual evades service of process by "avoiding detection." The exception is vague and overbroad and effectively bars prosecution under this Bill.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2624

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 2460** because of the following objections:

H.B. 2460 preempts local governing bodies from adopting or enforcing any ordinance, rule, or regulation concerning the sale, distribution, advertising, display, or promotion of cigarettes or tobacco products. Maintaining local control of this issue is in the best interest of the citizens of the State of Texas.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 2732** because of the following objections:

H.B. 2732 represents excessive government intervention in private industry.

This bill, which includes the "Liquor Industry Fair Dealing Act," imposes upon liquor suppliers a binding statutory relationship with a single liquor wholesaler for the exclusive regional distribution of the supplier's liquor brands in Texas. By its own provision, the bill would apply retroactively to May 1, 1995, compelling a liquor supplier to use the wholesaler with whom the supplier then had a contractual relationship. The bill further provides that a liquor supplier may only change wholesalers upon application to, and approval of, the Texas Alcoholic Beverage Commission (TABC).

The process for application review in **H.B. 2732** is overly restrictive and ambiguous on its face. Additionally, this bill unreasonably impairs the ability of suppliers and wholesalers to freely contract with each other by limiting with whom the suppliers may contract and their ability to change wholesalers. While suppliers and wholesalers voluntarily may choose to use exclusive territorial arrangements, this bill mandates their use. Without compelling evidence that the current distribution system is harmful to Texas consumers, government intervention of this magnitude is unjustified and represents bad public policy.

H.B. 2732 also contains two provisions that appear to be unconstitutional. First, the proposed legislation affords a liquor wholesaler the right to appeal an adverse decision by the TABC on a supplier's application to change wholesalers, but fails to grant suppliers a similar remedy. The proposed bill also retroactively limits a supplier's vested rights in an existing contract by requiring the supplier to use the wholesaler who was under contract as of May 1, 1995. Thus, the retroactive imposition of previously existing contractual relationships may have the practical effect of

granting the affected wholesalers a virtually perpetual franchise, dissolvable only upon the occurrence of an extraordinary circumstance.

The Secretary of State will take notice of this action and will notify the members of the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 27th day of May, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2625

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 2766** because of the following objections:

The market for health care is undergoing rapid and revolutionary change. This Bill attempted the difficult task of balancing the often conflicting interests of the parties in the health care delivery system while attempting to preserve consumer affordability. Had that focus remained sharp, good law would have resulted. Unfortunately, the final Bill imposes numerous new regulations on managed care organizations, adds potentially significant costs to state and local governments and private employers, and contains exemptions which may give a competitive advantage to some managed care organizations. The result was too little protection for patients and much too much protection for special interests combined with too little competition and too much cost.

The most blatant example of tilting the playing field for a special interest is that at least one managed care entity is totally excluded from the Bill's provisions, while others must comply. The Bill also requires a specialty hospital (of which there is one in Texas) to be a provider for every HMO plan in the state. While well-intended, these provisions increase costs for all Texans, including those who might not need or choose such services.

The provisions that would have expanded patient freedom of choice (perhaps the Bill's best feature) are unfortunately written so broadly that the Federal Health Care Financing Administration has indicated the Bill may violate federal requirements. Other provisions of the Bill may also contravene the Federal HMO Act.

Nevertheless, the Bill addressed a number of legitimate concerns, particularly in the area of patient protection and quality assurance.

Therefore, I will direct the Commissioners of Insurance and Health to promulgate the following rules: (1) require disclosure of information concerning plan terms and conditions to allow enrollees and employers to make informed decisions when selecting among managed care plans; (2) allow evaluation of managed care plans to ensure consumers are receiving quality care at an affordable price; (3) where possible, expand HMO patient choice to allow for continuity of treatment should a patient's treating physician be terminated; (4) implement reasonable due process procedures to ensure providers are given reasons if they are turned down or terminated from a managed care plan; and (5) prohibit retaliatory actions by HMOs against patients for filing complaints or appealing decisions.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2626

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 2856** because of the following objections:

H.B. 2856 seeks to create the Texas Food Security Council to purportedly address hunger in Texas. It is not in the State's best interest to create another bureaucratic entity that will solicit public and private grants when a private organization could be more effective in dealing with this issue, using the same resources.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2627

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 2987** because of the following objections:

H.B. 2987 would remove the Texas Supreme Court and the State Bar of Texas from their historical role of protecting the citizens of Texas from unprofessional and unethical conduct by lawyers. The Bill provides that the Texas Supreme Court cannot pass rules that interfere with an attorney's ability to contract for legal fees or that discourage competition among attorneys to provide legal services. This Bill would call into question the following: (i) Rule 1.04 of the Texas Disciplinary Rules of Professional Conduct, which provides that an attorney in Texas may not charge a client an unreasonable fee; and (ii) the recently enacted lawyer advertising rules. Rule 1.04 was modeled on a rule suggested by the American Bar Association, passed overwhelmingly by State Bar members through a statewide referendum, and promulgated by a unanimous Texas Supreme Court in 1990.

This Bill is contrary to sound public policy because it is so broadly drawn. A more concisely-phrased Bill, supported by the State Bar, could more accurately address the policy concerns underlying this legislation; namely, the Texas Supreme Court's authority to pass rules that interfere with the freedom of contract. The existing body of rules enacted by the Court reveal, however, that the Court, to date, has not adopted a rule which improperly infringes upon a lawyer's freedom to contract.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State

41-2628

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, George W. Bush, Governor of Texas, do hereby disapprove and veto **H.B. 3181** because of the following objections:

H.B. 3181 proposes to allow sitting Hidalgo County Court at Law judges to practice law in federal courts. There are potential

conflicts of interest inherent in allowing sitting judges to practice law. Furthermore, this practice contributes to a backlog of cases in county courts. The reason for allowing this practice was that the judges of county courts at law were not highly paid; however, with judges salaries at current levels, this is no longer an issue.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 16th day of June, 1995.

/s/George W. Bush
Governor of Texas

/s/Antonio O. Garza, Jr.
Secretary of State